

**IN THE UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF ARKANSAS  
PINE BLUFF DIVISION**

**ERIC C. BURGIE  
ADC #120956**

**PETITIONER**

**VS.**

**CASE NO. 5:13CV000228 BSM**

**RAY HOBBS, Director,  
Arkansas Department of Correction**

**RESPONDENT**

**ORDER**

The proposed findings and recommended disposition submitted by United States Magistrate Judge J. Thomas Ray and the objections filed by the petitioner have been reviewed. After careful consideration and a *de novo* review of the record, it is found that the proposed findings and recommended disposition should be, and hereby are, approved and adopted in their entirety.

IT IS THEREFORE ORDERED THAT:

1. Petitioner's Motion to Proceed *In Forma Pauperis* [Doc. No. 1] is granted.
2. The Petition for a Writ of Habeas Corpus, under 28 U.S.C. § 2254 [Doc. No. 2], is dismissed, without prejudice, so that petitioner may seek authorization from the Eighth Circuit, pursuant to 28 U.S.C. § 2244(b)(3)(A), to file a successive habeas petition.

IT IS SO ORDERED this 24th day of September 2013.



UNITED STATES DISTRICT JUDGE