

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

JAMES W. JOHNSON  
ADC #086885

PETITIONER

v.

No. 5:14-cv-176-DPM-JTR

RAY HOBBS, Director, ADC

RESPONDENT

ORDER

On *de novo* review, the Court adopts the recommendation, *No 16*, with a correction\* and overrules Johnson's objection, *No 17*. FED. R. CIV. P. 72 (b)(3). Johnson's motion for preliminary injunction, *No 10*, and motion for summary judgment, *No 12*, both of which echo his petition, are denied. His motion for ruling, *No 15*, is denied as moot. The Court regrets its delay in addressing his petition. No certificate of appealability will issue because Johnson hasn't made a substantial showing that his right to due process was violated. 28 U.S.C. § 2253(c)(1)-(2).

So Ordered.

D.P. Marshall Jr.  
D.P. Marshall Jr.  
United States District Judge

13 March 2015

\* In footnote 11, the full name of the first case cited is *United States v. Carthen*.