Mister v. Kelley Doc. 31

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

SHARVELT MISTER, ADC#120997

PETITIONER

v.

Case No. 5:15-cv-00325 KGB/JJV

WENDY KELLEY, Director Arkansas Department of Correction

RESPONDENT

ORDER

The Court has reviewed the Proposed Findings and Recommendations submitted by United States Magistrate Judge Joe J. Volpe and plaintiff Sharvelt Mister's objections (Dkt. Nos. 23; 26). After carefully considering the Proposed Findings and Recommendations and objections, and making a *de novo* review of the record in this case, the Court concludes that the Proposed Findings and Recommendations should be, and hereby are, approved and adopted in their entirety as this Court's findings in all respects (Dkt. No. 23).

It is therefore ordered that Mr. Misters' Amended Petition for Writ of Habeas Corpus is dismissed and the requested relief is denied (Dkt. No. 22). All other pending motions are denied as moot (Dkt. Nos. 27; 28). A certificate of appealability is denied.

So ordered this 1st day of December, 2016.

Kristine G. Baker

United States District Judge