

**IN THE UNITED STATES DISTRICT COURT FOR THE
NORTHERN DISTRICT OF FLORIDA
GAINESVILLE DIVISION**

CHOUPIETE P. CASSEUS,

Petitioner,

v.

CASE NO. 1:11cv4-MP-GRJ

SECRETARY, DEPT. OF
CORRECTIONS,

Respondent.

_____ /

ORDER

This cause comes on for consideration upon the magistrate judge's Report and Recommendation dated February 24, 2012. (Doc. 15). The parties have been furnished a copy of the Report and Recommendation and have been afforded an opportunity to file objections pursuant to Title 28, United States Code, Section 636(b)(1). I have made a de novo determination of any timely filed objections.

Having considered the Report and Recommendation, and any objections thereto timely filed, I have determined that the Report and Recommendation should be adopted.

Accordingly, it is now ORDERED as follows:

1. The magistrate judge's Report and Recommendation is adopted and incorporated by reference in this order.
2. The motion to dismiss the petition as time-barred (doc. 11) is GRANTED, and this case is DISMISSED WITH PREJUDICE.
3. Pursuant to § 2254 Rule 11, a certificate of appealability is DENIED.

DONE and ORDERED this 2nd day of May, 2012.

sl M. Casey Rodgers

**M. CASEY RODGERS
CHIEF UNITED STATES DISTRICT JUDGE**