

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

**TIMOTHY YOUNG,**

**Petitioner,**

**v.**

**Case No. 1:21-cv-48-AW-MAF**

**SECRETARY, DEP'T OF  
CORRECTIONS,**

**Respondent.**

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**ORDER ADOPTING REPORT AND RECOMMENDATION**

I have considered the magistrate judge's October 6, 2022 report and recommendation. ECF No. 13. No objections have been filed. I have determined the report and recommendation should be adopted. I agree with the magistrate judge that the § 2254 should be denied on the merits. I also agree that Petitioner has not made a substantial showing of the denial of a constitutional right, so no certificate of appealability will issue.

It is now ORDERED:

1. The report and recommendation (ECF No. 13) is adopted and incorporated into this order.
2. The clerk will enter a judgment that says, "The § 2254 petition is denied on the merits."
3. A certificate of appealability is DENIED.

4. The clerk will close the file.

SO ORDERED on November 21, 2022.

*s/ Allen Winsor*  
United States District Judge