

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

JASON W. OWENS,

Petitioner,

v.

Case No. 3:09cv465/MCR/EMT

EDWIN G. BUSS,

Respondent.

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**ORDER**

This cause comes on for consideration upon the magistrate judge's Report and Recommendation dated May 24, 2011 (Doc. 43). 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 petition for writ of habeas corpus (Doc. 1) is **DISMISSED** with prejudice as untimely.
3. A certificate of appealability is **DENIED**.

**DONE AND ORDERED** this 24th day of June, 2011.

*sl M. Casey Rodgers*

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