

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

TIMOTHY LOUIS PARKER,

Petitioner,

v.

Case No. 3:10cv15/MCR/MD

KEN TUCKER,

Respondent.

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ORDER

This cause comes on for consideration upon the magistrate judge's report and recommendation dated September 1, 2011 (doc. 44). The petitioner has been furnished a copy of the report and recommendation and has been afforded an opportunity to file objections pursuant to Title 28, United States Code, Section 636(b)(1), and I have made a *de novo* determination of those portions to which an objection has been made.

Having considered the report and recommendation and all 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 DENIED.
3. The clerk is directed to close this file.
4. A certificate of appealability is DENIED.

DONE AND ORDERED this 4th day of April, 2012.

*s/ M. Casey Rodgers*

M. CASEY RODGERS  
CHIEF UNITED STATES DISTRICT JUDGE