

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

WILLIE J. GRIFFIN, JR.,  
Petitioner,

vs.

Case No.: 3:11cv513/LAC/EMT

ATTORNEY GENERAL OF THE  
STATE OF FLORIDA,  
Respondent.

\_\_\_\_\_/

**ORDER**

This cause comes on for consideration upon the magistrate judge's Report and Recommendation dated November 4, 2011 (doc. 4). 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). I have made a de novo determination of objections filed.

Having considered the Report and Recommendation, and the timely filed objections thereto, 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. This habeas action is **DISMISSED** for lack of jurisdiction.
3. A certificate of appealability is **DENIED**.

**DONE AND ORDERED** this 28<sup>th</sup> day of November, 2011.

*s/L.A. Collier*

\_\_\_\_\_  
**LACEY A. COLLIER**  
**SENIOR UNITED STATES DISTRICT JUDGE**