

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

JESSE J. TURNER,  
Petitioner,

vs.

CASE NO.: 3:12cv188/MCR/CJK

DAVID MORGAN, et al.,  
Respondents.

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**ORDER**

This cause comes on for consideration upon the magistrate judge's report and recommendation dated April 25, 2012. The petitioner previously 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 the court has 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 by the parties, the court determines 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 filed under 28 U.S.C. § 2241 (doc. 1) is DISMISSED without prejudice.

3. The clerk is directed to close the file.

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

*M. Casey Rodgers*

M. CASEY RODGERS

CHIEF UNITED STATES DISTRICT JUDGE