

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

RICHARD RUSSELL,
Petitioner,

vs.

Case No. 3:13cv519/LAC/EMT

FLORIDA DEPARTMENT OF CORRECTIONS,
Respondent.

ORDER

This cause comes on for consideration upon the chief magistrate judge's Report and Recommendation dated April 24, 2015 (doc. 39). 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 the 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 chief 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. Petitioner's "Motion to Request/Compel Discovery" (doc. 35) and "Request for an Evidentiary Hearing with his Suggestions in Support" (doc. 37) are **DENIED**.
4. A certificate of appealability is **DENIED**.

DONE AND ORDERED this 13th day of May, 2015.

s/L.A. Collier

LACEY A. COLLIER
SENIOR UNITED STATES DISTRICT JUDGE