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UNITED STATES DISTRICT COURT NORTHERN DISTRICT OF FLORIDA PENSACOLA DIVISION

Case No. 3:14cv489/MCR/CJK

ORDER

This cause comes on for consideration upon the magistrate judge's Report and Recommendation dated September 25, 2014. (Doc. 4). 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 petitioner's § 2241 petition (doc. 1) is **DISMISSED WITHOUT PREJUDICE** for lack of jurisdiction.
 - The Clerk is directed to close the file.

DONE AND ORDERED this 10th day of October, 2014.

s/ M. Casey Rodgers

M. CASEY RODGERS

CHIEF UNITED STATES DISTRICT JUDGE