

**UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF FLORIDA
PENSACOLA DIVISION**

QUINN RAY BARTON,

Petitioner,

v.

CASE NO. 3:15cv397/MCR/EMT

SECRETARY OF THE FLORIDA
DEPARTMENT OF CORRECTIONS,

Respondent.

_____ /

ORDER

This cause comes on for consideration upon the chief magistrate judge's Report and Recommendation dated February 15, 2017. ECF No. 34. 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 chief magistrate judge's Report and Recommendation is adopted and incorporated by reference in this Order.
2. The petition for writ of habeas corpus, ECF No. 1, is **DENIED**.
3. A certificate of appealability is **DENIED**.

DONE AND ORDERED this 22nd day of September, 2017.

s/ M. Casey Rodgers

M. CASEY RODGERS
CHIEF UNITED STATES DISTRICT JUDGE