

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

RONALD MITCHELL,

Petitioner,

v.

CASE NO. 3:16cv150/MCR/EMT

FLORIDA DEPARTMENT OF
CORRECTIONS SECRETARY,

Respondent.

ORDER

This cause comes on for consideration upon the chief magistrate judge's Report and Recommendation dated July 26, 2017. ECF No. 32. 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