

UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF FLORIDA  
PENSACOLA DIVISION

PHILIP M. MONIER,  
Petitioner,

vs.

Case No.: 3:16cv174/MCR/EMT

JULIE JONES,  
Respondent.

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**ORDER**

This case is before the Court on the Chief Magistrate Judge's Report and Recommendation dated April 10, 2017, ECF No. 22. 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). The Court has made a de novo determination of the timely filed objections, ECF No. 23, and has 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. Respondent's Motion to Dismiss, ECF No. 19, is **DENIED**.
3. This matter is referred to the assigned magistrate judge for issuance of

an order establishing a deadline for Respondent to file an answer to the habeas petition.

**DONE AND ORDERED** this 25th day of April 2017.

*M. Casey Rodgers*

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**M. CASEY RODGERS**

**CHIEF UNITED STATES DISTRICT JUDGE**