

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

MICHAEL A. HAYES,

Petitioner,

v.

CASE NO. 3:18cv1389-MCR-HTC

MARK S. INCH,

Respondent.

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O R D E R

This cause comes on for consideration upon the Magistrate Judge's Report and Recommendation dated February 12, 2021. ECF No. 23. 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 all 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 clerk of the court for the United States District Court for the Northern District of Florida is directed to enter the following judgment: "The Petition Under 28 U.S.C. § 2254 challenging the conviction in *State v. Hayes*, 2012-CF-156, in the First Judicial Circuit, in and for Okaloosa County, Florida, ECF Doc. 1, is **DENIED** in its entirety"
- (3) The clerk is directed to close the file for this case.

DONE AND ORDERED this 30th day of April 2021.

s/ M. Casey Rodgers

M. CASEY RODGERS
UNITED STATES DISTRICT JUDGE