

IN THE UNITED STATES DISTRICT COURT FOR THE  
NORTHERN DISTRICT OF FLORIDA  
TALLAHASSEE DIVISION

BENNIE J. MALETTE,

Petitioner,

v.

4:16cv528-WS/EMT

JULIE L. JONES,

Respondent.

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ORDER OF DISMISSAL

Before the court is the magistrate judge's report and recommendation (doc. 14) docketed February 23, 2017. The magistrate judge recommends that this case be dismissed without prejudice for petitioner's failure to comply with an order of the court. The petitioner has filed no objections to the report and recommendation.

Upon review of the record, this court has determined that the recommendation should be adopted.

Accordingly, it is ORDERED:

1. The magistrate judge's report and recommendation is adopted and incorporated by reference in this order of the court.
2. The petitioner's petition for writ of habeas corpus is hereby DISMISSED

without prejudice for failure to comply with an order of the court and to prosecute his case.

3. The clerk shall enter judgment stating: "All claims are DISMISSED without prejudice."

DONE AND ORDERED this 21st day of March, 2017.

s/ William Stafford  
WILLIAM STAFFORD  
SENIOR UNITED STATES DISTRICT JUDGE