

**IN THE UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF FLORIDA  
PANAMA CITY DIVISION**

**STANLEY E. MILES, JR.,**

**Petitioner,**

v.

**CASE NO. 5:09-cv-200-RS-GRJ**

**WALTER A. MCNEIL,**

**Respondent.**

\_\_\_\_\_ /

**ORDER**

Before me are the Magistrate Judge's Report and Recommendation (Doc. 30) and Petitioner's Objections (Doc. 31). I have considered Petitioner's objections *de novo*.

**IT IS ORDERED:**

1. The Magistrate Judge's Report and Recommendation is approved and incorporated in this Order.
2. Petitioner's petition for writ of habeas corpus is **DENIED**.
3. The certificate of appealability is **DENIED** because Petitioner has not made a substantial showing of the denial of a constitutional right.
4. The clerk is directed to close the case.

**ORDERED** on August 10, 2012.

/S/ Richard Smoak

**RICHARD SMOAK**

**UNITED STATES DISTRICT JUDGE**