

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

**J.P. OWENS, JR.,**

**Petitioner,**

v.

**CASE NO. 5:10-cv-183-RS-GRJ**

**WALTER A McNEIL,**

**Respondent.**

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**ORDER**

Before me is the Magistrate Judge's Report and Recommendation (Doc. 34).

No objections have been filed.

**IT IS ORDERED:**

1. The Magistrate Judge's Report and Recommendation is approved and incorporated in this Order.
2. The Petition for Writ of Habeas Corpus (Doc. 8) 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 file.

**ORDERED** on August 12, 2013.

/S/ Richard Smoak  
**RICHARD SMOAK**  
**UNITED STATES DISTRICT JUDGE**