

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

**ADRIAN JAMES WOOD,**

**Petitioner,**

**vs.**

**CASE NO. 5:10-cv-200/RS-EMT**

**KENNETH S. TUCKER,**

**Respondent.**

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**ORDER**

Before me is the Magistrate Judge's Report and Recommendation (Doc. 40). No objections have been filed.

**IT IS ORDERED:**

1. The Magistrate Judge's Report and Recommendation is adopted and incorporated by reference in this Order.
2. The amended petition for writ of habeas corpus (Doc. 6) is **DENIED**.
3. The certificate of appealability is **DENIED** because Plaintiff has not made a substantial showing of a denial of a Constitutional right.

**ORDERED** on June 29, 2012.

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