

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

JUAN MARTIN NERI-VEGA,

Petitioner,

vs.

CASE NO. 5:13cv113-LC/CJK

UNITED STATES OF AMERICA,

Respondent.

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**ORDER**

This cause comes on for consideration upon the magistrate judge's Report and Recommendation dated July 18, 2013. (Doc. 19). 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 any objections filed.

Having considered the Report and Recommendation, and any timely filed objections thereto, 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 amended petition for writ of habeas corpus filed under to 28 U.S.C. § 2241 (doc. 1) is DISMISSED for lack of jurisdiction, as petitioner has not demonstrated entitlement to proceed under § 2241.

3. The clerk is directed to close the file.

DONE AND ORDERED this 27th day of August, 2013.

*s/L.A. Collier*

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LACEY A. COLLIER  
SENIOR UNITED STATES DISTRICT JUDGE