

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

MICHAEL F. JACKSON,

Petitioner,

v.

CASE NO. 5:17cv66/MCR/EMT

JULIE L. JONES,

Respondent.

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ORDER

This cause comes on for consideration upon the chief magistrate judge's Report and Recommendation dated February 5, 2018. ECF No. 25. 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 timely filed objections.

Having considered the Report and Recommendation, and any objections thereto timely filed, I have determined that the Report and Recommendation should be adopted.

Accordingly, it is now **ORDERED** as follows:

1. The chief magistrate judge's Report and Recommendation is adopted and incorporated by reference in this Order.
2. Respondent's motion to dismiss, ECF No. 21, is **GRANTED**.
3. Petitioner's § 2254 petition, ECF No. 1, is **DISMISSED for lack of jurisdiction**, pursuant to 28 U.S.C. § 2244(b).
4. A certificate of appealability is **DENIED**.

DONE AND ORDERED this 12th day of March 2018.

s/ M. Casey Rodgers

M. CASEY RODGERS
CHIEF UNITED STATES DISTRICT JUDGE