

**IN THE UNITED STATES DISTRICT COURT
FOR THE MIDDLE DISTRICT OF GEORGIA
MACON DIVISION**

TONY RENDER,	:	
	:	
Petitioner,	:	Case No.: 5:10-cv-122(CAR)
	:	
v.	:	
	:	
BRIAN OWENS,	:	28 U.S.C. § 2254
	:	
Respondent.	:	
	:	

***ORDER ON THE REPORT AND RECOMMENDATION
OF THE UNITED STATES MAGISTRATE JUDGE***

Before the Court is the United States Magistrate Judge's Recommendation [Doc. 25] to dismiss Petitioner's claim as untimely pursuant to the Anti-Terrorism and Effective Death Penalty Act (AEDPA). 28 U.S.C. § 2244(d). Petitioner entered an Objection [Doc. 26] to the Recommendation, which only restates the same meritless argument he made in his initial Response [Doc. 23] to Respondent's Motion to Dismiss [Doc. 19].

Upon *de novo* review of the Recommendation, the Objection, and the entire record, the Court agrees with the findings and conclusions of the United States Magistrate Judge. The Recommendation is therefore **ADOPTED** and **MADE THE ORDER OF THE COURT**. Respondent's Motion to Dismiss is hereby **GRANTED**, and the Petition is **DISMISSED**.

SO ORDERED, this 10th day of December, 2010.

S/ C. Ashley Royal
C. ASHLEY ROYAL, JUDGE
UNITED STATES DISTRICT COURT

THC