


must submit a proper complaint as a new case under a new docket number, and must pay the required \$350.00 filing fee.

No objections have been filed in response to the Magistrate Judge's Report and Recommendation. Therefore, in accordance with 28 U.S.C. § 636(b)(1) and Rule 72 of the Federal Rules of Civil Procedure, the Court has reviewed the Magistrate Judge's Recommendation for clear error and finds none. Accordingly, the Court **ADOPTS** the Magistrate Judge's Report and Recommendation as the opinion of the Court. For the reasons stated in Magistrate Judge's Report and Recommendation, the Petition for Writ of Habeas Corpus Relief is **DISMISSED WITHOUT PREJUDICE** and Petitioner is **DENIED** a certificate of appealability.

IT IS SO ORDERED this 8th day of March, 2018.



Amy Totenberg
United States District Judge