

**In the United States District Court
For the Southern District Of Georgia
Brunswick Division**

ANTINTO SEANTRE JOHNSON,

Petitioner,

v.

WARDEN OF CALHOUN STATE PRISON,

Respondent.

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CIVIL ACTION NO.: CV214-174

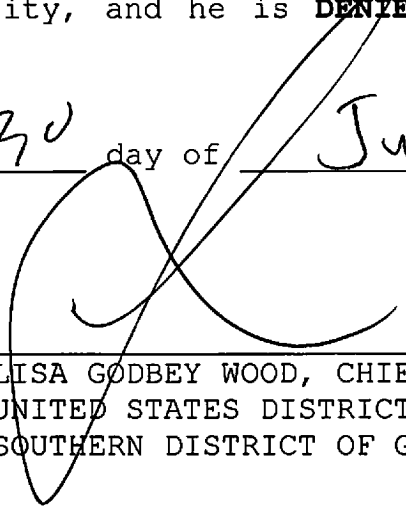
ORDER

After an independent and *de novo* review of the entire record, the undersigned concurs with the Magistrate Judge's Report and Recommendation, to which no Objections have been filed. Respondent's Motion to Dismiss, dkt. no. 7, is **GRANTED**. Johnson's petition for writ of habeas corpus, filed pursuant to 28 U.S.C. § 2254, dkt. no. 1, is **DISMISSED**, without prejudice, based on Johnson's failure to exhaust his available state remedies prior to filing his petition. The Clerk of Court is **DIRECTED** to enter the appropriate judgment of dismissal and to **CLOSE** this case.

Furthermore, for the reasons stated in the Magistrate Judge's Report and Recommendation, Johnson is hereby **DENIED** a

certificate of appealability, and he is **DENIED** leave to appeal
in forma pauperis.

SO ORDERED, this 30 day of July, 2015.



LISA GODBEY WOOD, CHIEF JUDGE
UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF GEORGIA