

IN THE UNITED STATES DISTRICT COURT  
FOR THE SOUTHERN DISTRICT OF ILLINOIS

LERON WILBORN,

Petitioner,

-vs-

DONALD GAETZ,

Respondent.

No. 10-cv-423-DRH

**JUDGMENT IN A CIVIL CASE**

**DECISION BY COURT.** This matter came before the Court on Report and Recommendation from United States Magistrate Judge Donald G. Wilkerson.

**IT IS ORDERED AND ADJUDGED** that pursuant to the order entered by this Court on January 8, 2013, the Report and Recommendation is adopted and this habeas petition pursuant to 28 U.S.C. §2254 is **DENIED**. Petitioner's claims are **DISMISSED with prejudice**.

NANCY J. ROSENSTENGEL,  
CLERK OF COURT

BY: s/Sara Jennings  
Deputy Clerk

**Dated:** January 8, 2013

 David R. Herndon  
2013.01.08  
16:10:00 -06'00'

APPROVED:  
CHIEF JUDGE  
U. S. DISTRICT COURT