

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF KENTUCKY
NORTHERN DIVISION at ASHLAND

TODD A. SAPP,)	
)	
Petitioner,)	Civil Case No.
)	0:20-cv-2-JMH-MAS
v.)	
)	MEMORANDUM OPINION
KEITH HELTON, Warden,)	AND ORDER
)	
Respondent.)	

This matter comes before the Court on Petitioner Todd A. Sapp's Petition for a Writ of Habeas Corpus under 28 U.S.C. § 2254. [DE 1]. This matter was referred to United States Magistrate Judge Matthew A. Stinnett for initial scrutiny, and he has recommended dismissal of the Petition [DE 1]. [DE 9]. Although afforded the opportunity to do so, Sapp has failed to object to Magistrate Judge Stinnett's Report and Recommendation [DE 9]. As stated in Magistrate Judge Stinnett's Report and Recommendation [DE 9], "Failure to make a timely objection consistent with [28 U.S.C. § 636(b)(1)] and [Rules Governing Section 2255 Proceedings for the United States District Courts, Rule 8(b)] may, and normally will, result in waiver of further appeal to or review by the District Judge and Court of Appeals." [DE 9, at 2 (citing *Thomas v. Arn*, 474 U.S. 140, 155 (1985);

United States v. Walters, 638 F.2d 947, 950 (6th Cir. 1981))].

Accordingly,

IT IS ORDERED as follows:

(1) United States Magistrate Judge Matthew A. Stinnett's Report and Recommendation [DE 9] is **ACCEPTED** and **ADOPTED** in its entirety as the Opinion of the Court;

(2) Petitioner Todd A. Sapp's Petition for a Writ of Habeas Corpus under 28 U.S.C. § 2254 [DE 1] is **DENIED**;

(3) This action is **DISMISSED** and **STRICKEN** from the Court's docket;

(4) No certificate of appealability shall issue; and

(5) Judgment shall be entered contemporaneously with the present Memorandum Opinion and Order.

This 16th day of February, 2021.



Signed By:

Joseph M. Hood *JMH*

Senior U.S. District Judge