

**UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF KENTUCKY
CENTRAL DIVISION
LEXINGTON**

Eastern District of Kentucky
FILED

APR 18 2019

AT ASHLAND
ROBERT R. CARR
CLERK U.S. DISTRICT COURT

Civil Action No. 19-108-HRW

SHANNON BURGHER,

PETITIONER,

v.

MEMORANDUM OPINION AND ORDER

KEITH HELTON, *Warden,*

RESPONDENT.

Shannon Burgher filed, *pro se*, Petition for Writ of Habeas Corpus pursuant to 28 U.S.C. § 2254. Consistent with local practice, the matter was referred to United States Magistrate Judge Edward B. Atkins for initial consideration. The Magistrate has issued a report and recommends that this Petition be transferred to the United States Court of Appeals for the Sixth Circuit pursuant to 28 U.S.C. § 1631 for proceedings in accordance with 28 U.S.C. § 2244(b) and Rule 9 of the Rules Governing Section 2254 Proceedings for the United States District Courts.

Hearing no objections to the report and recommendation, and seeing no error in same, this Court adopts the recommendation.

Accordingly, **IT IS THEREFORE ORDERED AND ADJUDGED** that the Magistrate Judge's report and recommendation is hereby approved and adopted as and for the opinion of the Court.

IT IS FURTHER ORDERED that the Petition be **TRANSFERRED** to the United States Court of Appeals for the Sixth Circuit.

This 18th of April, 2019.



Signed By:
Henry R. Wilhoit, Jr.
United States District Judge