

UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF LOUISIANA

MARTIN HILL  
VERSUS  
LYNN COOPER, WARDEN

CIVIL ACTION  
NO. 07-3463  
SECTION "K"(4)

**O R D E R**

The Court, having considered the complaint, the record, the applicable law, the Report and Recommendation of the United States Magistrate Judge, and the failure of any party to file an objection to the Magistrate Judge's Report and Recommendation, hereby approves the Report and Recommendation of the United States Magistrate Judge and adopts it as its opinion in this matter. Therefore,

**IT IS ORDERED** that Martin Hill's petition for issuance of a Writ of Habeas Corpus, pursuant to Title 28 U.S.C. § 2254 be **DISMISSED WITHOUT PREJUDICE** for failure to exhaust state court remedies.

New Orleans, Louisiana, this 5<sup>th</sup> day of November, 2009.



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STANWOOD R. DUVAL, JR.  
UNITED STATES DISTRICT JUDGE