

**UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF LOUISIANA**

MARTIN HILL

VERSUS

LYNN COOPER, WARDEN

CIVIL ACTION

NO. 07-3463

SECTION "K"(4)

ORDER

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 5th day of November, 2009.



STANWOOD R. DUVAL, JR.
UNITED STATES DISTRICT JUDGE