

FILED
U.S. DISTRICT COURT
EASTERN DISTRICT OF LOUISIANA

2010 SEP -8 PM 4:36

LORETTA G. WHYTE
CLERK

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

MICHAEL HARRIS

CIVIL ACTION

VERSUS

NO. 09-7708

WARDEN LYNN COOPER

SECTION "F"(2)

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 the petition of Michael Harris for issuance of a writ of habeas corpus under 28 U.S.C. § 2254 be **DISMISSED WITH PREJUDICE** as time-barred.

New Orleans, Louisiana, this 8th day of SEPT, 2010.

Loretta G. Whyte
UNITED STATES DISTRICT JUDGE

Fee _____
Process _____
 Dktd _____
CtRmDep _____
Doc. No. _____