

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

**WYNN JONES**

**CIVIL ACTION**

**VERSUS**

**NO. 10-0187**

**BURL CAIN, WARDEN**

**SECTION "S"(2)**

**ORDER**

The court, having considered the complaint, the record, the applicable law, the Report and Recommendation of the United States Magistrate Judge, the petitioner's failure to submit evidence concerning the procedural default, and considering the petitioner's arguments on the procedural default and objections 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 Wynn Jones for issuance of a writ of habeas corpus under 28 U.S.C. § 2254 be **DENIED** and **DISMISSED WITH PREJUDICE**.

New Orleans, Louisiana, this 19<sup>th</sup> day of August, 2010.

  
UNITED STATES DISTRICT JUDGE