

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

ROBERT LEE McKEE

CIVIL ACTION

VERSUS

NO. 10-344

N. BURL CAIN, WARDEN

SECTION: "I" (3)

ORDER

The Court, having considered the petition, the record, the applicable law and 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 own opinion. Accordingly,

IT IS ORDERED that the federal petition of **Robert Lee McKee** for *habeas corpus* relief is **DISMISSED WITH PREJUDICE**.

New Orleans, Louisiana, this 24th of October, 2010.



**LANCE M. AFRICK
UNITED STATES DISTRICT JUDGE**