

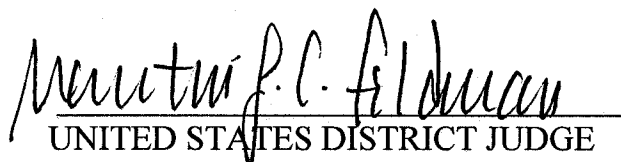
UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF LOUISIANA

ANTONIO TYSON	*	CIVIL ACTION
VERSUS	*	NO. 10-1097
ROBERT C. TANNER, WARDEN	*	SECTION "F"(6)

ORDER

The Court, having considered the petition, the record, the applicable law, the Report and Recommendation of the United States Magistrate Judge, and the 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 respondent's motion for summary judgment be GRANTED and that petitioner's federal application be DISMISSED WITHOUT PREJUDICE FOR FAILURE TO EXHAUST.

New Orleans, Louisiana, this 24th day of SEP., 2010.


UNITED STATES DISTRICT JUDGE