

UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF LOUISIANA

RAY A. BROOKS

CIVIL ACTION

VERSUS

NO. 14-90

WARDEN N. BURL CAIN

SECTION "J"(4)

O R D E R

The Court, having considered Petitioner's *Petition for Habeas Corpus (Rec. Doc. 1)*, the record, the applicable law, the *Report and Recommendation* of the United States Magistrate Judge (**Rec. Doc. 19**), and the Petitioner's *Traverse of and Objections to Magistrate Judge's Report and Recommendation (Rec. Doc. 20)*, hereby approves the *Report and Recommendation* of the United States Magistrate Judge and adopts it as its opinion in this matter.

Accordingly,

**IT IS HEREBY ORDERED** that the petition of Petitioner Ray A. Brooks for issuance of a writ of habeas corpus under 28 U.S.C. § 2241 is **DISMISSED WITHOUT PREJUDICE** for failure to prove he is entitled to an evidentiary hearing or relief based on ineffective assistance of counsel.

New Orleans, Louisiana, this 2nd day of September, 2014.

  
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CARL J. BARBIER  
UNITED STATES DISTRICT JUDGE