

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF LOUISIANA

RAY A. BROOKS

CIVIL ACTION

VERSUS

NO. 14-90

WARDEN N. BURL CAIN

SECTION "J"(4)

AMENDED ORDER

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 ORDERED that the Court's previous Order (**Rec. Doc. 21**) is **VACATED**.

IT IS FURTHER 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 WITH PREJUDICE** for failure to prove he is entitled to an evidentiary hearing or relief based on ineffective assistance of counsel.

New Orleans, Louisiana, this 3rd day of September, 2014.



CARL J. BARBIER
UNITED STATES DISTRICT JUDGE