

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF LOUISIANA

RIGOBERTO FUNES
VERSUS
BURL CAIN, WARDEN

CIVIL ACTION
NO. 14-1342
SECTION "A"(4)

ORDER

The Court, having considered the complaint, 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 Rigoberto Funes's petition for issuance of a writ of habeas corpus filed pursuant to 28 U.S.C. § 2254 is **DISMISSED WITHOUT PREJUDICE** for failure to exhaust state court remedies.

August 27, 2015


UNITED STATES DISTRICT JUDGE