

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF LOUISIANA

MARTIN T. FRANCO, JR.

CIVIL ACTION

VERSUS

NO. 14-2136

CHAIRPERSON OF CLASSIFICATION
TDCJ-ID/W.F. RAMSEY UNIT

SECTION "H" (2)

ORDER

The court, having considered the complaint, the record, the applicable law, 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 opinion in this matter. Therefore,

IT IS ORDERED that Martin T. Franco Jr.'s petition for writ of habeas corpus pursuant to 28 U.S.C. § 2254 is hereby **DISMISSED WITHOUT PREJUDICE** for lack of subject matter jurisdiction.

New Orleans, Louisiana, this 14th day of November, 2014.



JANE TRICHE MILAZZO
UNITED STATES DISTRICT JUDGE