

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF LOUISIANA

HERMAN WALKER

CIVIL ACTION

VERSUS

NO. 16-16170

SANDY MCCAIN, WARDEN


SECTION: "J"(5)

ORDER

The Court, having considered the petition, 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. Accordingly,

IT IS ORDERED that the petition of Herman Walker for issuance of a writ of habeas corpus under 28 U.S.C. § 2254, is hereby **DISMISSED WITH PREJUDICE** as untimely.

New Orleans, Louisiana, this 7th day of November, 2017.



UNITED STATES DISTRICT JUDGE