

UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF LOUISIANA

CHARLES MCDONALD

CIVIL ACTION

VERSUS

NO. 17-1523

DARREL VANNOY, WARDEN

SECTION "N"(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 the petition of Charles McDonald for issuance of a writ of habeas corpus under 28 U.S.C. § 2254 be **DENIED** and **DISMISSED WITH PREJUDICE** because it is both time-barred and procedurally defaulted.

New Orleans, Louisiana, this 24<sup>th</sup> day of January, 2018.

  
KURT D. ENGELHARDT  
UNITED STATES DISTRICT JUDGE