

UNITED STATES DISTRICT COURT  
MIDDLE DISTRICT OF LOUISIANA

KENNETH R. WILLIAMS (#104413)

VERSUS

BURL CAIN, WARDEN

CIVIL ACTION

NO. 12-493-SDD-RLB

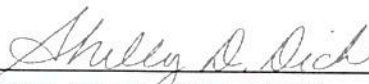
**RULING  
AND  
ORDER OF DISMISSAL**

The Court has carefully considered the *Petition*<sup>1</sup>, the record, the law applicable to this action, and the *Report and Recommendation*<sup>2</sup> of United States Magistrate Judge Richard L. Bourgeois, Jr. dated May 2, 2014. Plaintiff has filed an *Objection*<sup>3</sup> which the Court has also considered.

The Court hereby approves the *Report and Recommendation* of the Magistrate Judge and adopts it as the Court's opinion herein.

**Accordingly**, Petitioner's application for *habeas corpus* relief is dismissed as barred by procedural default and by a failure to exhaust state court remedies. Further, in the event that the Petitioner seeks to pursue an appeal in this case, a certificate of appealability is DENIED.

Signed in Baton Rouge, Louisiana, on May 30, 2014.

  
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**JUDGE SHELLY D. DICK  
UNITED STATES DISTRICT COURT  
MIDDLE DISTRICT OF LOUISIANA**

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<sup>1</sup> Rec. Doc. 1.

<sup>2</sup> Rec. Doc. 11.

<sup>3</sup> Rec. Doc. 12.