

UNITED STATES DISTRICT COURT
MIDDLE DISTRICT OF LOUISIANA

ORLANDO GRIFFIN (#513864)

CIVIL ACTION

VERSUS

NO. 12-545-SDD-RLB

N. BURL CAIN, WARDEN, ET AL.

**RULING
AND
ORDER OF DISMISSAL**

The Court has carefully considered the *Petition*¹, the record, the law applicable to this action, and the *Report and Recommendation*² of United States Magistrate Judge Richard L. Bourgeois, Jr. dated June 27, 2014. Plaintiff has filed an *Objection*³ 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,

IT IS ORDERED, ADJUDGED, AND DECREED that Petitioner's application for *habeas corpus* relief is DENIED, in part as barred by failure to exhaust state court remedies pursuant to 28 U.S.C. § 2254(b), and in part as being without substantive merit, and this matter is dismissed.

IT IS FURTHER ORDERED, ADJUDGED, AND DECREED that, in the event that the Petitioner seeks to pursue an appeal in this case, a certificate of appealability is DENIED.

Baton Rouge, Louisiana the 18 day of July, 2014.



SHELLY D. DICK, DISTRICT JUDGE
MIDDLE DISTRICT OF LOUISIANA

¹ Rec. Doc. 1.

² Rec. Doc. 15.

³ Rec. Doc. 16.