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UNITED STATES DISTRICT COURT  
WESTERN DISTRICT OF LOUISIANA  
ALEXANDRIA DIVISION

RICKY LEE MARTIN,  
Petitioner

VERSUS

W.A. SHERROD,  
Respondent

CIVIL ACTION SECTION "P"  
1:11-CV-00222

JUDGE DEE D. DRELL

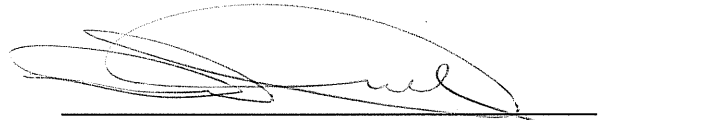
MAGISTRATE JUDGE JAMES D. KIRK

J U D G M E N T

For the reasons contained in the Report and Recommendation of the Magistrate Judge previously filed herein, noting the absence of objections thereto, and concurring with the Magistrate Judge's findings under the applicable law;

IT IS ORDERED that Martin's habeas petition is DISMISSED WITHOUT PREJUDICE for lack of exhaustion.

THUS ORDERED AND SIGNED in Chambers at Alexandria, Louisiana, on this 16<sup>th</sup> day of August, 2011.

  
DEE D. DRELL  
UNITED STATES DISTRICT JUDGE