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UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF LOUISIANA
LAKE CHARLES DIVISION

SAMUEL K. GALBRAITH,

Plaintiff,

v.

WARDEN HOWARD PRINCE

Defendant.

* CIVIL ACTION NO. 2:13-cv-2583

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* JUDGE MINALDI

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* MAGISTRATE JUDGE KAY

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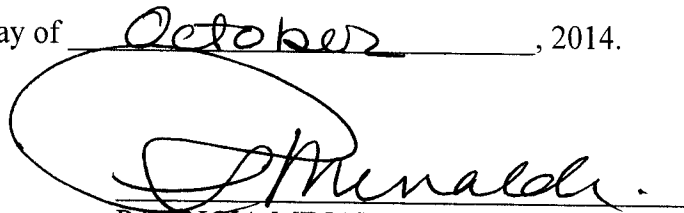
ORDER

For the reasons stated in the Report and Recommendation [Doc. 5] of the Magistrate Judge previously filed herein, after an independent review of the record, a *de novo* determination of the issues, and having determined that the findings are correct under applicable law,

IT IS ORDERED that the plaintiff's application for the writ of *habeas corpus* [Doc. 1] be and hereby is **DISMISSED, WITH PREJUDICE**.

Considering the record in this case and the requirements of 28 U.S.C. § 2254, the court hereby finds that a certificate of appealability is **DENIED** because the applicant has failed to demonstrate a substantial showing of the denial of a constitutional right.

Lake Charles, Louisiana, this 20 day of October, 2014.



PATRICIA MINALDI
UNITED STATES DISTRICT JUDGE