

RECEIVED
IN LAKE CHARLES, LA.

OCT 19 2016

TONY R. MOORE, CLERK
BY ASB DEPUTY

UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF LOUISIANA
LAKE CHARLES DIVISION

JAMES RANDALL NICHOLS
B.O.P. #24268-112

v.

CHARLES MAIORANA


* CIVIL ACTION NO. 2:14-CV-03101
*
*
* JUDGE MINALDI
*
*
* MAGISTRATE JUDGE KAY

JUDGMENT

For the reasons stated in the Report and Recommendation (Rec. Doc. 16) of the Magistrate Judge previously filed herein, after an independent review of the record, a *de novo* determination of the issues, consideration of Petitioner's Objections (Rec. Doc. 17), and determining that the findings are correct under applicable law.

IT IS ORDERED that the petitioner's application for a writ of *habeas corpus* (Rec. Doc. 1) be and hereby is **DENIED** and **DISMISSED WITHOUT PREJUDICE**.

Lake Charles, Louisiana, this 19 day of October, 2016.


PATRICIA MINALDI
UNITED STATES DISTRICT JUDGE