

U. S. DISTRICT COURT  
WESTERN DISTRICT OF LOUISIANA  
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DEC 16 2014

TONY R. M. JOHNSON  
BY [Signature]  
DEPUTY

UNITED STATES DISTRICT COURT  
WESTERN DISTRICT OF LOUISIANA  
SHREVEPORT DIVISION

LEON MITCHELL

CIVIL ACTION NO. 11-cv-0256

VERSUS

JUDGE WALTER

WARDEN, LOUISIANA STATE  
PENITENTIARY

MAGISTRATE JUDGE HORNSBY

**ORDER**

For the reasons assigned in the Report and Recommendation of the Magistrate Judge previously filed herein, and having thoroughly reviewed the record, no written objections having been filed, and concurring with the findings of the Magistrate Judge under the applicable law;

**IT IS ORDERED** that the court finds that Petitioner timely filed his notice of appeal by delivering it to prison officials on or before April 28, 2014 for delivery to the Clerk of Court. The Clerk of Court is directed to return this case to the Court of Appeals for furthering proceedings.

THUS DONE AND SIGNED at Shreveport, Louisiana, this the 16  
day of Dec, 2014.

[Signature]  
DONALD E. WALTER  
UNITED STATES DISTRICT JUDGE