U.S. DISTRICT COURT WESTERN DISTRICT OF LOUISIANA WESTERN DISTRICT OF LOUISIANA

UNITED STATES DISTRICT COURT

TONY R. MODE CLERK F

FOR THE WESTERN DISTRICT OF LOUISIANA

SHREVEPORT DIVISION

CLINTON BURNS

CIVIL ACTION NO. 12-1431-P

VERSUS

JUDGE STAGG

RICARDO MARTINEZ

MAGISTRATE JUDGE HORNSBY

JUDGMENT

For the reasons stated in the Report and Recommendation of the Magistrate Judge previously filed herein, and determining that the findings are correct under the applicable law after an independent review of the record, and noting that the Petitioner consents to dismissal (Record Document 20);

IT IS ORDERED that this petition be DISMISSED WITHOUT PREJUDICE for failure to obtain prior authorization from the United States Court of Appeals for the Eleventh Circuit as set forth under §§ 2255 and 2244.

IT IS FURTHER ORDERED that any pending motions are DENIED as MOOT.

THUS DONE AND SIGNED, in chambers, in Shreveport, Louisiana, on this

_ day of

2013.

TOM STAGG

UNITED STATES DISTRICT JUDGE