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OCT 27 2010 *MS*

UNITED STATES DISTRICT COURT

TONY R. MOORE, CLERK
WESTERN DISTRICT OF LOUISIANA
LAFAYETTE, LOUISIANA

WESTERN DISTRICT OF LOUISIANA

RANDOLPH MATTHIEU

CIVIL NO. 6:10-cv-0826

VS.

SECTION P

JUDGE DOHERTY

BURL CAIN, WARDEN

MAGISTRATE JUDGE HILL

J U D G M E N T

For the reasons stated in the Report and Recommendation of the Magistrate Judge previously filed herein, and after an independent review of the record including the objections filed by petitioner, and having determined that the findings and recommendation are correct under the applicable law;

IT IS ORDERED that this petition for writ of *habeas corpus* is **DENIED AND DISMISSED WITH PREJUDICE** pursuant to Rule 4 of the Rules Governing Section 2254 Cases in the United States District Courts since it plainly appears from the face of the petition and exhibits annexed to it that the petitioner is not entitled to relief.

THUS DONE AND SIGNED, in chambers, in Lafayette, Louisiana, on this 27
October
day of ~~September~~, 2010.

[Handwritten signature]
REBECCA F. DOHERTY
UNITED STATES DISTRICT JUDGE