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UNITED STATES DISTRICT COURT

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

WESTERN DISTRICT OF LOUISIANA

LAFAYETTE DIVISION

TERRY GLENN SMITH

LA. DOC #312695

VS.

CIVIL ACTION NO. 6:15-cv-1952

SECTION P

JUDGE REBECCA F. DOHERTY

WARDEN BURL CAIN

MAGISTRATE JUDGE PATRICK J. HANNA

J U D G M E N T

For the reasons contained in the Report and Recommendation of the Magistrate Judge filed previously herein, noting the absence objections thereto, and concurring with the Magistrate Judge's findings under the applicable law;

IT IS ORDERED THAT the petition be deemed **SUCCESSIVE** and **TRANSFERRED** to the United States Fifth Circuit Court of Appeals pursuant to 28 U.S.C. §1631 for further proceedings as provided by 28 U.S.C. § 2244(b).

THUS DONE AND SIGNED, in chambers, in Lafayette, Louisiana, on this 15 day of

Sept., 2015.


REBECCA F. DOHERTY
UNITED STATES DISTRICT JUDGE