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MAY - 8 2017 *Jo*

UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF LOUISIANA
LAFAYETTE DIVISION

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

DALE MILLER
LA. DOC #479248
VS.

CIVIL ACTION NO.6:16-CV-1670

SECTION P

JUDGE REBECCA F. DOHERTY

WARDEN VANNOY

MAGISTRATE JUDGE 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, 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 the petition be deemed a successive petition for writ of *habeas corpus* and be **DISMISSED WITHOUT PREJUDICE** for lack of jurisdiction

THUS DONE AND SIGNED, in chambers, in Lafayette, Louisiana, on this 8th

day of May, 2017.

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