

UNITED STATES DISTRICT COURT  
DISTRICT OF MASSACHUSETTS

_____	)	
LUIS MEDINA,	)	
	)	
<u>Petitioner,</u>	)	
	)	
v.	)	Civil Action No. 11-10615-NMG
	)	
GARY RODEN,	)	
	)	
<u>Respondent.</u>	)	
_____	)	

REPORT AND RECOMMENDATION ON  
PETITIONER’S PETITION FOR WRIT OF HABEAS CORPUS

July 2, 2012

SOROKIN, C.M.J.

Pending is the Petition for Writ of Habeas Corpus (Docket No. 1) of the Petitioner, Luis Medina (“Medina”). For the following reasons, I RECOMMEND that the Court DENY the Petition.

I. FACTUAL AND PROCEDURAL BACKGROUND

A. The Facts

Neither of the state appellate decisions in this case provide a comprehensive summary of the facts underlying Medina’s habeas petition. See Supplemental Answer Tab 11, Commonwealth v. Medina, No. 08-P-1040 (Mass. App. Ct. 2010); Supplemental Answer Tab 8, Commonwealth v. Medina, 74 Mass.App.Ct. 1120, 909 N.E.2d 59 (2009) (unpublished table

*Report and Recommendation accepted and adopted. JLM Gorton, USDJ 8/1/12*