

UNITED STATES DISTRICT COURT  
FOR THE WESTERN DISTRICT OF MICHIGAN  
NORTHERN DIVISION

CLIFFORD DOWDELL,

Petitioner,

v.

Case No. 2:09-cv-108  
HON. R. ALLAN EDGAR

GREG MCQUIGGIN,

Respondent.

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**MEMORANDUM AND ORDER**

Petitioner Clifford Dowdell, a Michigan state prisoner in the custody of the Michigan Department of Corrections, filed a petition for writ of habeas corpus under 28 U.S.C. § 2254. The habeas petition was referred to Magistrate Judge Timothy P. Greeley for a report and recommendation pursuant to 28 U.S.C. § 636(b)(1)(B) and W.D. Mich. LCivR 72.1(d).

On July 10, 2009, the Magistrate Judge submitted his report and recommendation. [Doc. No. 3]. It is recommended that the habeas petition be denied and dismissed with prejudice on the ground that it is time-barred by the one-year statute of limitations in 28 U.S.C. § 2254(d)(1)(A). It is further recommended that the Court deny a certificate of appealability under 28 U.S.C. § 2253(c)(2).

Petitioner Dowdell has not timely filed any objections to the report and recommendation. After reviewing the record, the Court **ACCEPTS and ADOPTS** the report and recommendation pursuant to 28 U.S.C. § 636(b)(1) and W.D. Mich. LCivR 72.3(b). The Court concludes that the 28

