

UNITED STATES DISTRICT COURT  
DISTRICT OF MINNESOTA

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CALVIN ESTERS,

Petitioner,

v.

**ORDER**

Civil File No. 09-1667 (MJD/AJB)

B.R. JETT,  
Commissioner of  
Social Security,

Respondent.

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Calvin Esters, pro se.

Ana H. Voss, United States Attorney's Office, Counsel for Respondent.

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This matter comes before the Court upon the Report and Recommendation of United States Magistrate Judge Arthur J. Boylan dated August 24, 2009 [Docket No. 12]. Plaintiff has filed an objection to the Report and Recommendation [Docket No. 14]. Pursuant to statute, the Court has conducted a de novo review of the record. See 28 U.S.C. § 636(b)(1); Local Rule 72.2(b). Based upon that review, the Court **ADOPTS** the Report and Recommendation.

Accordingly, based upon the files, records, and proceedings herein, **IT IS HEREBY ORDERED** that:

1. The Court **ADOPTS** the Magistrate Judge's Report and Recommendation dated August 24, 2009 [Docket No. 12].
2. That Calvin Esters' petition under 28 U.S.C. § 2241 for writ of habeas corpus is **DISMISSED** with prejudice [Docket No. 1].

Date: October 21, 2009

s/ Michael J. Davis  
Michael J. Davis  
Chief Judge  
United States District Court