

**UNITED STATES DISTRICT COURT  
DISTRICT OF MINNESOTA**

---

Luis Alberto Lopez, Jr.,

Civil No. 10-CV-2407 (PJS/TNL)

Plaintiff,

v.

**ORDER**

Scott Fisher,

Defendant.

---

Luis Alberto Lopez, Jr., #11911-085, Kingbusry, FPC – Yankton, PO Box 700, Yankton, SD 57078

Mary J. Madigan and Gregory G. Brooker, Assistant United States Attorneys, 600 United States Courthouse, 300 South Fourth Street, Minneapolis, MN 55415 (for Defendant).

---

Based upon the Report and Recommendation by United States Magistrate Judge Tony N. Leung dated November 29, 2012 (Docket No.17), along with all the files and records, and no objections to said Recommendation having been filed, **IT IS HEREBY ORDERED** that the habeas petition is DISMISSED WITH PREJUDICE [Doc. No. 1].

LET JUDGMENT BE ENTERED ACCORDINGLY.

Date: 01/07/13

s/Patrick J. Schiltz  
The Honorable Patrick J. Schiltz  
United States District Court Judge  
for the District of Minnesota