

**UNITED STATES DISTRICT COURT
DISTRICT OF MINNESOTA**

Michael D. Pittman,

Civil No. 11-CV-2973 (SRN/TNL)

Plaintiff,

v.

ORDER

Lucinda Jesson, Commissioner of Department
of Human Services, Dennis Benson, CEO of
Minnesota Sex Offender Program (MSOP),

Respondents.

Michael D. Pittman, 1111 Highway 73, Moose Lake, Minnesota 55767-9452, pro se Petitioner.

Matthew Frank and Steven H. Alpert, MINNESOTA ATTORNEY GENERAL'S OFFICE, 445
Minnesota Street, Suite 1100, St. Paul, MN 55101; and Stephen P. McLaughlin, RAMSEY
COUNTY ATTORNEY, 121 Seventh Place E., Suite 4500, St. Paul, MN 55105, for
Respondents.

Based upon the Report and Recommendation by United States Magistrate Judge Tony N.
Leung dated January 9, 2013 (Docket No.15), along with all the files and records, and no
objections to said Recommendation having been filed,

IT IS HEREBY ORDERED that:

1. Petitioner's Petition Under 28 U.S.C. § 2254 for Writ of Habeas Corpus (Docket
No. 1) is **DENIED**;
2. This action is **DISMISSED WITH PREJUDICE**; and
3. The certificate of appealability is **DENIED**.

LET JUDGMENT BE ENTERED ACCORDINGLY.

Date: January 31, 2013

s/Susan Richard Nelson
SUSAN RICHARD NELSON
United States District Judge