Petty v. Hammer Doc. 19

UNITED STATES DISTRICT COURT DISTRICT OF MINNESOTA

Leonard	l L	arre.		Pet	ty	,
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Civil No. 13-cv-0402 (MJD/TNL)

Petitioner,

v. ORDER

Steve Hammer, Warden,

Respondent.

Leonard Darrell Petty, #232925, $7600\ 525^{th}$ Street, Rush City, MN 55069 (Petitioner, pro-se); and

Matthew Frank, Jennifer R. Coates, Minnesota Attorney General's Office, 455 Minnesota Street, Suite 1800, St. Paul, MN; Tara C. Ferguson Lopez, Mille Lacs County Attorney's Office, 225 Sixth Avenue SE, Milaca, MN 56353(for Respondent).

Based upon the Report and Recommendation by United States Magistrate Judge Tony N. Leung dated June 5, 2014 (Docket No. 13), along with all the files and records, and no objections to said Recommendation having been filed, **IT IS HEREBY ORDERED** that:

- Petitioner's Petition under 28 U.S.C. § 2254 for Writ of Habeas Corpus [Docket No.
 is **DENIED**;
- 2. This action is **DISMISSED WITH PREJUDICE**; and
- 3. The Certificate of Appealability is **DENIED**.

Date: October 14, 2014 s/Michael J. Davis

The Honorable Michael J. Davis Chief United States District Court Judge for the District of Minnesota