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IN THE UNITED STATES DISTRICT COURT FOR THE NORTHERN DISTRICT OF MISSISSIPPI GREENVILLE DIVISION

TRACY DIXON PETITIONER

v. No. 4:07CV185-P-S

RAYMOND BYRD, ET AL.

DEFENDANTS

FINAL JUDGMENT

Upon consideration of the file and records in this action, including the Report and Recommendation of the United States Magistrate Judge dated February 9, 2010, and the February 26, 2010, objections to the Report and Recommendation, the court finds that the petitioner's objections are without merit and that the Magistrate Judge's Report and Recommendation should be approved and adopted as the opinion of the court. It is, therefore

ORDERED:

- 1. That the Report and Recommendation of the United States Magistrate Judge dated February 9, 2010, is hereby **APPROVED AND ADOPTED** as the opinion of the court.
 - 2. That the instant petition for a writ of *habeas corpus* is **DENIED.**
 - 3. That this case is **CLOSED**.

THIS, the 1st day of March 2010.

/s/ W. Allen Pepper, Jr.
W. ALLEN PEPPER, JR.
UNITED STATES DISTRICT JUDGE