

**IN THE UNITED STATES DISTRICT COURT
FOR THE SOUTHERN DISTRICT OF MISSISSIPPI
NORTHERN DIVISION**

NICHOLAS D. BROWN

PETITIONER

V.

CIVIL ACTION NO. 3:16CV217 HTW-LRA

**SONJA STANCIEL, and the ATTORNEY GENERAL
of the STATE OF MISSISSIPPI**

RESPONDENT

ORDER ADOPTING REPORT AND RECOMMENDATION

This matter is before the court pursuant to the Report and Recommendation of United States Magistrate Judge Linda Anderson which clearly notified the respective parties in the above-styled and numbered cause that failure to file written objections to the findings and recommendations contained therein within fourteen (14) days from the date of filing would bar further appeal in accordance with Title 28 U.S.C. § 636, and this court, finding that there has been no submission of written objections by any party, hereby adopts said Report and Recommendation as the order of this court. The Court finds that the petitioner's case should be dismissed without prejudice for his failure to exhaust available state court remedies.

SO ORDERED, THIS THE 16th DAY OF September, 2016.

s/ HENRY T. WINGATE

UNITED STATES DISTRICT JUDGE