

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

JAMES ANTHONY SWILLEY

PETITIONER

V.

CAUSE NO. 3:16-CV-230-CWR-RHW

WARDEN NEAL HIGGASON

RESPONDENT

ORDER ADOPTING REPORT AND RECOMMENDATION

Before the Court are the Magistrate Judge's Report and Recommendation (R&R), Docket No. 20, and petitioner James Anthony Swilley's objection to that R&R, Docket No. 22. Swilley's objection re-urges his arguments that he was denied effective assistance of counsel and due process of law in Mississippi state court criminal proceedings.

Having reviewed the R&R, Swilley's objection, and the relevant portions of the record, this Court is unpersuaded that Swilley has met the high standard necessary to obtain habeas relief. *See* 28 U.S.C. § 2254. The R&R is therefore adopted as the Court's own Order and this case is dismissed. No certificate of appealability shall issue.

SO ORDERED, this the 19th day of June, 2017.

s/ Carlton W. Reeves
UNITED STATES DISTRICT JUDGE