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**IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF MONTANA**

BUTTE DIVISION

KELLY ZAVALNEY,

CV 09-62-BU-SEH

Petitioner,

ORDER

vs.

SAM LAW; ATTORNEY GENERAL
OF THE STATE OF MONTANA,

Respondents.

On November 10, 2009, United States Magistrate Judge Keith Strong entered Findings and Recommendations¹ in this matter. Plaintiff did not file objections. No review is required of proposed findings and recommendations to which no objection is made. Thomas v. Arn, 474 U.S. 140, 149-152 (1986). However, this Court will review Judge Strong's Findings and Recommendations for clear error.

¹ Docket No. 5.

Upon review, I find no clear error in Judge Strong's Findings and Recommendations and adopt them in full.

ORDERED:

1. The petition² is DENIED.
2. The Clerk of Court is directed to enter a judgment in favor of Respondents and against Petitioner.
3. A certificate of appealability is DENIED. Any appeal would be taken in bad faith due to the lack of merit of his claims.

DATED this 21st day of January, 2010.


SAM E. HADDON
United States District Judge

² Docket No. 2.