

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

GREYSON KEENEY,

Petitioner,

vs.

JAMES SALMONSON,

Respondent.

CV-18-36-H-BMM-JTJ

ORDER

United States Magistrate Judge John T. Johnston entered his Order and Findings and Recommendations in this case on April 20, 2018, recommending dismissal of Petitioner Greyson Keeney's petition for writ of habeas corpus under 28 U.S.C. § 2254. (Doc. 5.) Neither party filed objections. When a party makes no objections, the Court need not review *de novo* the proposed Findings and Recommendations. *Thomas v. Arn*, 474 U.S. 140, 149-52 (1986). This Court will review Judge Johnston's Findings and Recommendations, however, for clear error. *McDonnell Douglas Corp. v. Commodore Bus. Mach., Inc.*, 656 F.2d 1309, 1313 (9th Cir. 1981).

Judge Johnston found, and this Court agrees, that this matter should be dismissed because Keeney has not filed an individual petition for habeas corpus

relief as directed. Keeney is precluded from filing his request for habeas relief en masse with other petitioners. Thus, his petition will be dismissed without prejudice.

The Court has reviewed Judge Johnston's Findings and Recommendations for clear error. The Court finds no error in Judge Johnston's Findings and Recommendations, and adopts them in full.

IT IS ORDERED that Judge Johnston's Findings and Recommendations (Doc. 5), are **ADOPTED IN FULL**.

IT IS ORDERED that Keeney's Petition (Doc. 2) is **DISMISSED WITHOUT PREJUDICE**.

IT IS ORDERED that the Clerk of Court shall enter a judgment of dismissal.

IT IS FURTHER ORDERED that a certificate of appealability is **DENIED**.

DATED this 24th day of July, 2018.

A handwritten signature in blue ink that reads "Brian Morris". The signature is written in a cursive, flowing style.

Brian Morris
United States District Court Judge