

UNITED STATES DISTRICT COURT
 NORTHERN DISTRICT OF OHIO
 EASTERN DIVISION

RONALD MARTIN,)	CASE NO.: 1:09CV856
)	
Petitioner,)	JUDGE JOHN ADAMS
)	
)	
RICH GANSHEIMER,)	<u>ORDER AND DECISION</u>
)	
Respondent.)	
)	

The Court has examined the Report and Recommended Decision of Magistrate Judge White, submitted in this matter on February 3, 2011. Upon due consideration, and no objections having been filed by the parties, the Court adopts the Report and recommended findings and conclusions of the Magistrate Judge and incorporates them herein. Therefore, it is ordered that petition is hereby DISMISSED.

Pursuant to 28 U.S.C § 1915(a)(3), the Court certifies that Petitioner may not take an appeal from the Court's decision in good faith, and that there is no basis upon which to issue a certificate of appealability. 28 U.S.C. § 2253(c); Fed. R. App. P. 22(b).

IT IS SO ORDERED.

April 29, 2011

/s/ John R Adams
 JUDGE JOHN R. ADAMS
 UNITED STATES DISTRICT JUDGE