

UNITED STATES DISTRICT COURT
 NORTHERN DISTRICT OF OHIO

 RAYMONE BANKS,
 :

Petitioner,
 :

v.
 :

JOHN COLEMAN, Warden,
 :

Respondent.
 :

CASE NO. 1:15-CV-888

OPINION & ORDER
 [Resolving Doc Nos. [1](#), [4](#)]

JAMES S. GWIN, UNITED STATES DISTRICT JUDGE:

Petitioner Raymone Banks seeks a writ of habeas corpus under [28 U.S.C. § 2254](#).^{1/} Respondent John Coleman moves to dismiss the petition.^{2/} On October 7, 2015, Magistrate Judge Knepp recommended that this Court dismiss the petition.^{3/} Neither party has filed an objection to Magistrate Judge Knepp’s Report and Recommendation (“R&R”).

The Federal Magistrates Act requires a district court to conduct a *de novo* review only of those portions of a R&R to which a party has made an objection.^{4/} Parties must file any objections to a R&R within fourteen days of service.^{5/} Failure to object within that time waives a party’s right to have the Court review the R&R.^{6/} Absent objection, a district court may adopt the R&R without review.^{7/}

^{1/}Doc. [1](#).

^{2/}Doc. [4](#).

^{3/}Doc. [5](#).

^{4/}[28 U.S.C. § 636\(b\)\(1\)\(C\)](#).

^{5/}[Fed. R. Civ. P. 72\(b\)\(2\)](#); [LR 72.3\(b\)](#).

^{6/}[LR 72.3\(b\)](#); see *Thomas v. Arn*, 474 U.S. 140, 145 (1985); *United States v. Walters*, 638 F.2d 947, 949–50 (6th Cir. 1981).

^{7/}See *Thomas*, 474 U.S. at 149.

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In this case, neither party has objected to the R&R. Moreover, having conducted its own review of the record and the parties' briefing in this case, this Court agrees with the conclusions of Magistrate Judge Knepp.

Accordingly, the Court **ADOPTS** in whole Magistrate Judge Knepp's Report and Recommendation and incorporates it fully herein by reference. The Court **DISMISSES WITH PREJUDICE** Banks' petition. Moreover, the Court certifies that an appeal from this decision could not be taken in good faith and that no basis exists upon which to issue a certificate of appealability under [28 U.S.C. § 1915\(a\)\(3\)](#).^{8/}

IT IS SO ORDERED.

Dated: November 4, 2015

s/ James S. Gwin

JAMES S. GWIN
UNITED STATES DISTRICT JUDGE

^{8/}[28 U.S.C. § 2253\(c\); Fed. R. App. P. 22\(b\)](#).