

PEARSON, J.

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF OHIO
EASTERN DIVISION

LEON D. JACKSON)	
(#A692532),)	CASE NO. 1:19CV2404
)	
Petitioner,)	
)	JUDGE BENITA Y. PEARSON
v.)	
)	
DONNIE MORGAN, Warden,)	
)	<u>MEMORANDUM OF OPINION</u>
Respondent.)	<u>AND ORDER</u>

Petitioner Leon D. Jackson filed a *pro se* Petition for a Writ of Habeas Corpus, pursuant to [28 U.S.C. § 2254](#), challenging the constitutional sufficiency of his conviction and sentence for complicity to commit felonious assault, complicity to commit aggravated burglary, and complicity to commit aggravated robbery. [ECF No. 1](#).

This case was referred for preparation of a report and recommendation to a magistrate judge of this District pursuant to [28 U.S.C. § 636](#) and [Local Rule 72.2\(b\)\(2\)](#). On July 26, 2021, the magistrate judge issued a Report and Recommendation. [ECF No. 10](#). He recommends that the Court deny the habeas petition. *Id.*

[Fed. R. Civ. P. 72\(b\)\(2\)](#) provides that objections to a report and recommendation must be filed within 14 days after service. Any objections to the Report are, therefore, past due.¹ Neither

¹ Under [Fed. R. Civ. P. 6\(d\)](#), 3 days are added to the 14-day time period because Petitioner was served a copy of the Report by mail. See [Thompson v. Chandler, 36 Fed.Appx. 783, 784 \(6th Cir. 2002\)](#). Accordingly, Petitioner had until August 12, 2021, to file any objection. The Court has accounted for those 3 days, as well as additional time (continued...)

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party has timely filed objections. Therefore, the Court reasons that the parties are satisfied with the magistrate judge's recommendations. Any further review by this Court would be a duplicative and inefficient use of the Court's limited resources. [*Thomas v. Arn*, 728 F.2d 813 \(6th Cir. 1984\)](#), [*aff'd*, 474 U.S. 140 \(1985\)](#); [*Howard v. Secretary of Health and Human Services*, 932 F.2d 505 \(6th Cir. 1991\)](#); [*United States v. Walters*, 638 F.2d 947, 949-50 \(6th Cir. 1981\)](#).

Accordingly, the Report and Recommendation of the magistrate judge is hereby adopted. Petitioner's Petition for a Writ of Habeas Corpus will be dismissed.

The Court certifies, pursuant to [28 U.S.C. § 1915\(a\)\(3\)](#), that an appeal from this decision could not be taken 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.

August 23, 2021
Date

/s/ Benita Y. Pearson
Benita Y. Pearson
United States District Judge

¹(...continued)
for any mailed objection to reach the Court, before issuing this order.