

**IN THE UNITED STATES DISTRICT COURT  
FOR THE SOUTHERN DISTRICT OF OHIO  
WESTERN DIVISION AT CINCINNATI**

PATRICK LEONARD,

Petitioner,

-vs-

WARDEN, Ohio State Penitentiary,

Respondent.

:

Case Nos. 1:09-cv-56 & 1:17-cv-28

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District Judges Susan J. Dlott &  
Timothy S. Black

Magistrate Judge Michael R. Merz

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**ORDER ADOPTING REPORT AND RECOMMENDATIONS**

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The Court has reviewed the Report and Recommendations of Magistrate Judge Michael R. Merz (ECF No. 86 in 1:09-cv-56 and ECF No. 15 in 1:17-cv-28), to whom this case was referred pursuant to 28 U.S.C. § 636(b), and noting that no objections have been filed thereto and that the time for filing such objections under Fed. R. Civ. P. 72(b) has expired, hereby ADOPTS said Report and Recommendations.

Accordingly, it is hereby ORDERED that cases 1:09-cv-56 and 1:17-cv-28 are dismissed without prejudice as moot.

March 22, 2017.

S/Susan J. Dlott  
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Susan J. Dlott  
United States District Judge