UNITED STATES DISTRICT COURT FOR THE SOUTHERN DISTRICT OF OHIO WESTERN DIVISION

CIVIL ACTION NO. 1:10cv0837 (WOB-MRM)

ROGER SMITH PETITIONER

VS. <u>JUDGMENT</u>

TIMOTHY BRUNSMAN, Warden, Lebanon Correctional Institution RESPONDENT

Pursuant to the Order entered concurrently herewith, the Court being advised,

IT IS ORDERED AND ADJUDGED that the petition for writ of habeas corpus, pursuant to 28 U.S.C. § 2254, is hereby denied, and this matter is hereby dismissed and stricken from the docket of this Court.

This 14th day of February, 2012.



Signed By:

William O. Bertelsman

United States District Judge