

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF OHIO
WESTERN DIVISION

LONNIE BLACK,

CASE NO. 1:12-cv-821

Petitioner,

Judge Timothy S. Black

Magistrate Judge Stephanie K. Bowman

-vs-

WARDEN, LEBANON
CORRECTIONAL INSTITUTION,

Respondent.

JUDGMENT IN A CIVIL CASE

Jury Verdict: This action came before the Court for a trial by jury. The issues have been tried and the Jury has rendered its verdict.

Decision by Court:

IT IS ORDERED AND ADJUDGED that the Report and Recommendations (Doc. 13) of the United States Magistrate Judge is **ADOPTED**; the Respondent's Motion to Dismiss (Doc 6) is **GRANTED**; the Petition (Doc. 1) is **DISMISSED** with prejudice; a certificate of appealability is **DENIED**; the Court certifies under 28 U.S.C. § 1915 (a)(3) any appeal would not be taken in good faith and Petitioner is **DENIED** leave to appeal *in forma pauperis*. The case is **CLOSED** on the docket of this Court.

Date: August 12, 2013

JOHN P. HEHMAN, CLERK

By: s/ M. Rogers

Deputy Clerk