IN THE UNITED STATES DISTRICT COURT FOR THE SOUTHERN DISTRICT OF OHIO EASTERN DIVISION

HARRY KROUSKOUPF,

CASE NO. 2:08-cv-367 JUDGE HOLSCHUH

Petitioner.

MAGISTRATE JUDGE ABEL

v.

EDWIN VOORHIES, Warden,

Respondent.

OPINION AND ORDER

On August 6, 2009, the Magistrate Judge issued a *Report and Recommendation* recommending that the instant petition for a writ of habeas corpus pursuant to 28 U.S.C. 2254 be dismissed. Although the parties were advised of the right to object to the Magistrate Judge's *Report and Recommendation*, and of the consequences of failing to do so,

no objections have been filed.

The Report and Recommendation is **ADOPTED** and **AFFIRMED**. This action is hereby

DISMISSED.

IT IS SO ORDERED.

Date: August 31, 2009

/s/ John D. Holschuh
JOHN D. HOLSCHUH
United States District Judge