UNITED STATES DISTRICT COURT SOUTHERN DISTRICT OF OHIO EASTERN DIVISION

Eldar Z. Veliev,

Petitioner

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Case No. 2:12-cv-346

Warden Chillicothe Correctional Institution,

JUDGE MICHAEL H. WATSON Magistrate Judge Kemp

Respondent.

ORDER

This case is before the Court to consider a Report and Recommendation issued by the Magistrate Judge on April 15, 2013. The time for filing objections has passed, and no objections have been filed to the Report and Recommendation. Therefore, the Court ADOPTS the Report and Recommendation. This action will be DISMISSED WITHOUT PREJUDICE as unexhausted unless, within 21 days, petitioner deletes his unexhausted claim from the petition and elects to proceed on his exhausted claim.

IT IS SO ORDERED.

MICHAEL H. WATSON, JUDGE UNITED STATES DISTRICT COURT

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