

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

BRIAN E. HOLLAND,

Petitioner,

v.

**Case No. 2:14-cv-1460
Judge Smith
Magistrate Judge King**

WARDEN, SAMUEL A. TAMBI,

Respondent.

ORDER

On September 29, 2015, the Magistrate Judge recommended that the petition for a writ of habeas corpus pursuant to 28 U.S.C. § 2254 be dismissed, reasoning that Petitioner had procedurally defaulted the claims asserted in the *Petition. Report and Recommendation*, ECF No. 11. Petitioner has objected to that recommendation. *Objection*, ECF No. 13.

Pursuant to 28 U.S.C. § 636(b), this Court has conducted a *de novo* review. For the reasons detailed in the *Report and Recommendation*, Petitioner's *Objection*, ECF No 13, is **OVERRULED**. The *Report and Recommendation*, ECF No. 11, is **ADOPTED** and **AFFIRMED**. This action is hereby **DISMISSED**.

The Clerk is **DIRECTED** to enter **FINAL JUDGMENT** in favor of Respondent, Warden Samuel Tambi.

/s/ George C. Smith
GEORGE C. SMITH, JUDGE
UNITED STATES DISTRICT COURT