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

ALTERIK ROGERS,

Case No. 2:16-cv-0638

Petitioner, Judge Algenon L. Marbley

Chief Magistrate Judge Elizabeth P. Deavers

v.

WARDEN, BeCI,

Respondent.

OPINION AND ORDER

On April 30, 2018, the Magistrate Judge issued a Report and Recommendation

recommending that the Petition for a writ of habeas corpus pursuant to 28 U.S.C. § 2254 be

dismissed. (ECF No. 13.) Although the parties were advised of the right to file objections to the

Magistrate Judge's Report and Recommendation, and of the consequences of failing to do so,

and although the Court granted Petitioner an extension of time for the filing of his objections, no

objections have been filed.

The Report and Recommendation (ECF No. 13) is **ADOPTED** and **AFFIRMED**. This

action is hereby **DISMISSED**.

Petitioner has waived his right to appeal by failing to file objections. See Thomas v. Arn,

474 U.S. 140 (1985); United States v. Walters, 638 F.2d 947 (6th Cir. 1981). Therefore, the

Court **DECLINES** to issue a certificate of appealability.

IT IS SO ORDERED.

s/ Algenon L. Marbley_

ALGENON L. MARBLEY

UNITED STATES DISTRICT COURT

DATED: July 30, 2018