

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF OHIO
EASTERN DIVISION

Eric Randle Atkinson,

Petitioner,

v.

Warden, Noble Correctional
Institution,

Respondent.

Case No. 2:21-cv-5316

Judge Michael H. Watson

Magistrate Judge Deavers

ORDER

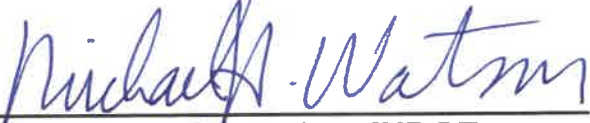
On January 10, 2024, Magistrate Judge Deavers issued a Report and Recommendation (“R&R”) recommending the Court dismiss Petitioner’s Petition, deny a certificate of appealability, certify that any appeal would not be taken in good faith, and deny leave to proceed in forma pauperis on appeal. R&R, ECF No. 21. The R&R notified the parties of their right to object to the recommendations therein and that failure to timely object would amount to a forfeiture of both the right to *de novo* review by the Undersigned as well as the right to appeal the Court’s adoption of the R&R. *Id.* at 49.

The deadline for filing such objections has passed, and no objections were filed. Having received no objections, the R&R is **ADOPTED**. The Petition is **DISMISSED WITH PREJUDICE**. The Court **DENIES** a certificate of appealability

and **CERTIFIES** pursuant to 28 U.S.C. § 1915(a)(3) that any appeal of this case would not be taken in good faith.

The Clerk shall enter judgment for Respondent and close the case.

IT IS SO ORDERED.



MICHAEL H. WATSON, JUDGE
UNITED STATES DISTRICT COURT