

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

ANTONIO L. BLACK,	:	
	:	
Petitioner,	:	Case No. 3:02cv515
	:	
vs.	:	JUDGE WALTER HERBERT RICE
	:	
MARGARET BAGLEY, WARDEN,	:	
	:	
Respondent.	:	

---

DECISION AND ENTRY OVERRULING, AS MOOT, PETITIONER'S  
OBJECTIONS (DOC. #24) TO THE REPORT AND RECOMMENDATIONS  
OF THE UNITED STATES MAGISTRATE JUDGE (DOC. #23);  
CAPTIONED CAUSE REMAINED TERMINATED

---

This litigation is before the Court on the Petitioner's Objections (Doc. #24) to the Report and Recommendations of the United States Magistrate Judge (Doc. #23). In that judicial filing, Judge Michael R. Merz recommended that this Court deny Petitioner a certificate of appealability. Given that the Sixth Circuit has denied the Petitioner's request for such a certificate (see Doc. #25), this Court overrules, as moot, the Petitioner's Objections (Doc. #24) to the Report and Recommendations (Doc. #23) of the Magistrate Judge.

The captioned cause remains terminated upon the docket records of the United States District Court for the Southern District of Ohio, Western Division, at Dayton.

February 4, 2008

*/s/ Walter Herbert Rice*

---

WALTER HERBERT RICE, JUDGE  
UNITED STATES DISTRICT COURT

Copies to:

Counsel of Record.