

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

JAMES T. CONWAY, III

Petitioner,

-vs-

MARC C. HOUK, Warden,

Respondent.

:

Case No. 3:07-cv-345

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District Judge Timothy S. Black  
Magistrate Judge Michael R. Merz

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**RECOMMITTAL ORDER**

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This capital habeas corpus case is before the Court on Respondent's Objections (Doc. No. 149) to the Magistrate Judge's Decision and Order (Doc. No. 147). As permitted by Fed. R. Civ. P. 72, the Petitioner has filed a Response to those Objections (Doc. No. 152).

The District Judge has preliminarily considered the Objections and believes they will be more appropriately resolved after further analysis by the Magistrate Judge. Accordingly, pursuant to Fed. R. Civ. P. 72(b)(3), this matter is hereby returned to the Magistrate Judge with instructions to file a supplemental opinion analyzing the Objections and Response and making recommendations based on that analysis.

June 12, 2012.

    s/ Timothy S. Black      
Timothy S. Black  
United States District Judge