

IN THE UNITED STATES DISTRICT COURT  
FOR THE EASTERN DISTRICT OF PENNSYLVANIA

LINWOOD BRANT : CIVIL ACTION  
v. :  
DAVID VARANO, et al. : NO. 08-4478

**ORDER**

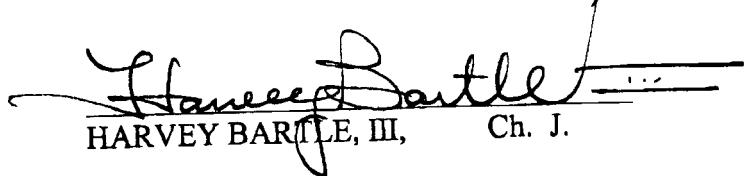
AND NOW, this 18<sup>th</sup> day of June, 2009, upon  
consideration of the pleadings and record herein, and after review of the Report and  
Recommendation of Chief Magistrate Judge Thomas J. Rueter, it is hereby

**ORDERED**

that:

1. The Report and Recommendation is **APPROVED** and **ADOPTED**;
2. The petition for a writ of habeas corpus is **DENIED**; and
3. There is no probable cause to issue a certificate of appealability.

BY THE COURT:

  
HARVEY BARTLE, III, Ch. J.