

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

NANCY MAGALDO	:	CIVIL ACTION
	:	
v.	:	
	:	
MS. WINSTEAD, et al	:	NO. 11-3002

ORDER

AND NOW, this 24th day of October, 2011, upon consideration of the Petition for Writ of Habeas Corpus (Document No. 1), the Respondents' Answer to Petition for Writ of Habeas Corpus (Document No. 11), the Report and Recommendation filed by United States Magistrate Judge Linda K. Caracappa (Document No. 13) and no objections to the Report and Recommendation having been filed, and after a thorough and independent review of the record, it is **ORDERED** that:

1. The Report and Recommendation of Magistrate Judge Caracappa is **APPROVED** and **ADOPTED**;
2. The Petition for Writ of Habeas Corpus is **DISMISSED**; and,
3. There is no probable cause to issue a certificate of appealability.

/s/Timothy J. Savage
 TIMOTHY J. SAVAGE, J.