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

KEVIN BROWN,
Petitioner,

v.

JOHN W. KERESTS, *et al.*,
Defendants.

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Civ. No. 13-4555

FILED

NOV 20 2013

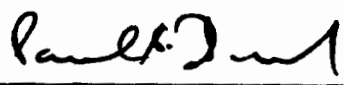
MICHAEL ROME, Clerk
By _____ Dep. Clerk

ORDER

AND NOW, this 20th day of November, 2013, upon consideration of Kevin Brown's Petition for habeas relief pursuant to 28 U.S.C. § 2254, Defendants' response, and the Report and Recommendation of the Magistrate Judge, to which no objections have been filed, it is hereby **ORDERED** as follows:

1. The Report and Recommendation (Doc. No. 6) is **APPROVED** and **ADOPTED**;
2. The "Petition for Writ of Habeas Corpus" (Doc. No. 1) is **DISMISSED** without an evidentiary hearing as untimely; and
3. A certificate of appealability shall not issue.

AND IT IS SO ORDERED.



Paul S. Diamond, J.