

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

VITO HUNTER,	:	CIVIL ACTION
Petitioner,	:	
	:	No. 15-565
v.	:	
	:	
WAYNE GAVIN <i>et al.</i>,	:	
Respondents.	:	

ORDER

This 19th day of October, 2015, upon careful and independent consideration of the petition for a writ of habeas corpus filed pursuant to 28 U.S.C. § 2254, and after review of the Report and Recommendation of United States Magistrate Judge Lynne A. Sitarski, dated August 10, 2015, **IT IS ORDERED** as follows:

1. The Report and Recommendation is **APPROVED** and **ADOPTED**;
2. The petition for a writ of habeas corpus filed pursuant to 28 U.S.C. § 2254 is **DISMISSED** as time-barred without an evidentiary hearing; and
3. There is no basis to issue a certificate of appealability.

 /s/ Gerald Austin McHugh
United States District Court Judge