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

CURRY ROBINSON : CIVIL ACTION

:

V.

:

BARRY SMITH, Superintendent, THE : ATTORNEY GENERAL OF THE STATE :

OF PENNSYLVANIA and DISTRICT

ATTORNEY OF PHILADELPHIA COUNTY: NO. 17-1023

## **ORDER**

**NOW**, this 10th day of July, 2018, upon consideration of the Petition for Writ of *Habeas Corpus* (Document No. 1-1), the response to the Petition for Writ of *Habeas Corpus*, the Report and Recommendation filed by United States Magistrate Judge Lynne A. Sitarski (Document No. 19), and the petitioner's objections to the Report and Recommendation, and after a thorough and independent review of the record, it is **ORDERED** that:

- 1. The petitioner's objections are **OVERRULED**;
- 2. The Report and Recommendation of Magistrate Judge Lynne A. Sitarski is APPROVED and ADOPTED:<sup>1</sup>
  - 3. The Petition for a Writ of *Habeas Corpus* is **DENIED**; and,
  - 4. There is no probable cause to issue a certificate of appealability.

/s/TIMOTHY J. SAVAGE

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<sup>&</sup>lt;sup>1</sup> The Magistrate Judge's recitation of the factual and procedural history is accurate. Her legal analysis is thorough and correct. Therefore, we can add nothing to the well-reasoned and exhaustive report.