

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

<b>DOREL JENKINS</b>	:	<b>CIVIL ACTION</b>
	:	
v.	:	
<b>MORRIS HOUSER, SCI Benner Superintendent, THE DISTRICT ATTORNEY OF PHILADELPHIA COUNTY and THE ATTORNEY GENERAL OF THE STATE OF PENNSYLVANIA</b>	: : : : : : : : : :	<b>NO. 21-4285</b>

**ORDER**

**NOW**, this 1st day of August, 2022, upon consideration of the Petition Under 28 U.S.C. § 2254 for Writ of *Habeas Corpus* (Doc. No. 7), the response to the petition, the petitioner's traverse response, the defendants' sur-reply, the petitioner's additional traverse and response to sur-reply, the Report and Recommendation filed by United States Magistrate Judge Sandra Moore Wells (Doc. No. 18), 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 Sandra Moore Wells is **APPROVED** and **ADOPTED**.
3. The Petition for Writ of *Habeas Corpus* is **DISMISSED WITHOUT PREJUDICE**.
4. Because there has been no substantial showing of the denial of a constitutional right, a certificate of appealability will not issue.

/s/ TIMOTHY J. SAVAGE J.