

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

HENRY ROBINSON	:	CIVIL ACTION
	:	
v.	:	No. 13-3131
	:	
JOHN E. WETZEL, et al.	:	

**ORDER**

AND NOW, this 18th day of March, 2014, upon careful and independent consideration of Petitioner Henry Robinson's pro se Petition for Writ of Habeas Corpus Under 28 U.S.C. § 2254, and after review of the Report and Recommendation of United States Magistrate Judge Henry S. Perkin, to which no objections have been filed,<sup>1</sup> it is ORDERED:

1. The Report and Recommendation (Document 17) is APPROVED and ADOPTED;
2. The petition for a writ of habeas corpus is placed in suspense pending disposition of the petition for a writ of certiorari by the United States Supreme Court in *Commonwealth v. Cunningham*, 81 A.3d 1 (Pa. 2013);
3. Petitioner and Respondents shall notify the court within 30 days of the conclusion of the proceedings in the *Cunningham* case so the habeas petition may proceed;
4. The Clerk of Court is DIRECTED to place this matter in civil SUSPENSE pending further order of this Court.

BY THE COURT:

/s/ Juan R. Sánchez  
Juan R. Sánchez, J.

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<sup>1</sup> The Report and Recommendation was sent to all parties of record on January 30, 2014, together with a Notice from the Clerk of Court advising the parties of their obligation to file any objections within 14 days after service of the Notice. See Local R. Civ. P. 72.1 IV(b) ("Any party may object to a magistrate judge's proposed findings, recommendations or report under 28 U.S.C. § 636(b)(1)(B), and subsections 1(c) and (d) of this Rule within fourteen (14) days after being served with a copy thereof."). As of today's date, no objections have been filed.