

FILED MAY 16 2017

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

KWAME MASSINA

CIVIL ACTION

v.

LAWRENCE MAHALLY, *et al.*

NO. 16-2691

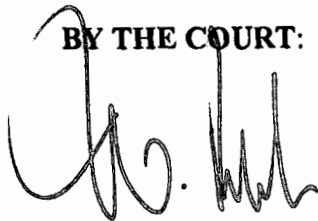
ORDER

AND NOW, this 16<sup>th</sup> day of May, 2017, upon consideration of the Petition for a Writ of Habeas Corpus, the Commonwealth's Response, the other documents filed by the parties, and after review of the Report and Recommendation of United States Magistrate Judge Carol Sandra Moore Wells, is hereby ORDERED that:

1. The Report and Recommendation is APPROVED AND ADOPTED;
2. The Petition for a Writ of Habeas Corpus is DISMISSED and DENIED, without an evidentiary hearing; and
3. Petitioner has neither shown denial of a federal constitutional right, nor established that reasonable jurists would disagree with this court's procedural disposition of his claims. Consequently, a certificate of appealability is DENIED.

IT IS SO ORDERED.

BY THE COURT:



WENDY BEETLESTONE J.

ENTERED  
MAY 17 2017  
CLERK OF COURT