

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

<b>MICHAEL SEABURY,</b>	:	
	:	
<b>Petitioner,</b>	:	
	:	<b>CIVIL ACTION</b>
<b>v.</b>	:	
	:	<b>NO. 16-6326</b>
<b>SUPERINTENDENT CYNTHIA LINK,</b>	:	
<b>et al.,</b>	:	
	:	
<b>Respondents.</b>	:	

**ORDER**

**AND NOW**, this \_\_10th\_\_ day of October, 2017, upon consideration of Petitioner Michael Seabury’s Petition under 28 U.S.C. § 2254 for Writ of Habeas Corpus by a Person in State Custody (“Habeas Petition”) (Doc. 1), Respondents’ Answer to the Petition for the Writ of Habeas Corpus (Doc. 11), Petitioner’s Reply to Respondents[’] Answer to the Petition for Writ of Habeas Corpus (Doc. 12), and the Report and Recommendation of United States Magistrate Judge Carol Sandra Moore Wells (Doc. 13), **IT IS HEREBY ORDERED AND DECREED** as follows:

1. The Report and Recommendation is **APPROVED** and **ADOPTED**;
2. The Habeas Petition is **DENIED WITH PREJUDICE**; and
3. There is no probable cause to issue a certificate of appealability.

**IT IS FURTHER ORDERED** that the Clerk of Court shall mark this case as **CLOSED** for statistical purposes.

**BY THE COURT:**

**/s/ Petrese B. Tucker**

---

**Hon. Petrese B. Tucker, U.S.D.J.**