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

JOHN CHARLES KENNEY, **CIVIL NO. 1:14-CV-1030**

> Petitioner (Judge Rambo)

v. (Magistrate Judge Saporito)

JEFFREY E. THOMAS,

Respondent

ORDER

AND NOW, this 16th day of July, 2015, IT IS HEREBY ORDERED

THAT:

- 1) The court adopts the report and recommendation of Magistrate Judge Saporito (Doc. 21).
- 2) The petition for writ of habeas corpus (Doc. 1) filed pursuant to 28 U.S.C. § 2241 is **DENIED**.
 - 3) The court declines to issue a certificate of appealability.
 - 4) The Clerk of Court shall close the file.

s/Sylvia H. Rambo SYLVIA H. RAMBO United States District Judge