

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

GUSTAVO XAVIER

Petitioner,

v.

MICHAEL HARLOW, et. al

Respondents.

CIVIL ACTION NO. 3:12-CV-1603
(JUDGE CAPUTO)
(MAGISTRATE JUDGE SAPORITO)

ORDER

NOW, this 7th day of January, 2016, **IT IS HEREBY ORDERED** that:

- (1) The Report and Recommendation (Doc. 18) is **ADOPTED** as set forth in the accompanying Memorandum:
 - (A) The Petition for Writ of Habeas Corpus (Doc. 1) is **DENIED AND DISMISSED**.
 - (B) A certificate of appealability will not be issued.
- (2) The Clerk of Court is directed to mark the case as **CLOSED**.

/s/ A. Richard Caputo
A. Richard Caputo
United States District Judge