

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

MANUEL GUARDIOLA,

Petitioner,

v.

DONNA ZICKEFOOSE,

Respondent.

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3:13-CV-02621
(JUDGE MARIANI)

ORDER

AND NOW, THIS 11TH DAY OF AUGUST, 2014, upon review of Magistrate Judge Carlson's Report and Recommendation (Doc. 7) for clear error and manifest injustice, Petitioner's Petition for Writ of Habeas Corpus (Doc. 1), and all related filings, IT IS **HEREBY ORDERED THAT:**

1. The Report and Recommendation (Doc. 7) is **ADOPTED**, for the reasons stated therein.
2. Petitioner's Petition for a Writ of *Habeas Corpus* (Doc. 1) is **DENIED**.
3. A Certificate of Appealability shall **NOT ISSUE**
4. The Clerk of Court is **DIRECTED** to close the case.

FILED
SCRANTON

AUG 11 2014

[Handwritten Signature]

PER _____
DEPUTY CLERK

[Handwritten Signature]

Robert D. Mariani
United States District Judge