

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

JESUS M. GARCIA

Petitioner,

v.

COMMONWEALTH OF
PENNSYLVANIA, *ET AL.*

Respondents.

No. 3:14-CV-2214

(JUDGE CAPUTO)

(MAGISTRATE JUDGE
ARBUCKLE)

ORDER

NOW, this 13th day of November, 2018, **IT IS HEREBY ORDERED** that:

- (1) The Report and Recommendation (Doc. 22) is **ADOPTED as modified by the accompanying memorandum.**
- (2) The Petition under § 2254 for Writ of Habeas Corpus by a Person in State Custody (Doc. 1) is **DISMISSED.**
- (3) A Certificate of Appealability **SHALL NOT ISSUE.**
- (4) The Clerk of Court is directed to mark this case as **CLOSED.**

/s/ A. Richard Caputo

A. Richard Caputo
United States District Judge