

**UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF KENTUCKY
SOUTHERN DIVISION at LONDON**

CIVIL ACTION NO. 13-63-HRW

SHAMAR L. BANKS,

PETITIONER,

v.

ORDER

J.C. HOLLAND, Warden,

RESPONDENT.

On March 20, 2013, Petitioner Shamar L. Banks file this Petition for Writ of Habeas Corpus pursuant to 28 U.S.C. § 2254. Consistent with local practice, the matter was referred to United States Magistrate Robert E. Weir for initial consideration.

Magistrate Judge Weir has since issued a Report and Recommendation that this matter be transferred to the United States District Court for Middle District of Pennsylvania [Docket No. 2]. Petitioner filed a “Conditional Agreement with the Magistrate’s Recommended Disposition” wherein he does not object to the transfer [Docket No. 4] .

After carefully considering the record, the Court finds the report and recommendation well taken and shall adopt the same as and for its own opinion.

Accordingly, **IT IS THEREFORE ORDERED AND ADJUDGED,**

- (1) that the Magistrate Judge's report and recommendation [Docket No. 2] is hereby **APPROVED** and **ADOPTED** as and for the Court's opinion and
- (2) that in conformity therewith, this matter be **TRANSFERRED** to the United States District Court for Middle District of Pennsylvania.

This 2nd day of May, 2013.



Signed By
Henry R. Wilhoit, Jr.
United States District Judge

Henry R. Wilhoit, Jr., Senior Judge