Ritter v. Brittain et al Doc. 26

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

TIMOTHY C. RITTER, No. 4:17-CV-00501

Petitioner, (Judge Brann)

v. (Magistrate Judge Carlson)

KATHY J. BRITTAIN

and

THE PENNSYLVANIA ATTORNEY GENERAL,

Respondents.

ORDER

MAY 31, 2019

On March 22, 2017, Timothy C. Ritter filed a petition for a writ of habeas corpus pursuant 28 U.S.C. § 2254.¹ On March 29, 2019, Magistrate Judge Martin C. Carlson recommended that this Court deny Mr. Ritter's petition without issuing a certificate of appealability.² Mr. Ritter objected to that Report and Recommendation on May 6, 2019.³

¹ ECF No. 1.

² ECF No. 22.

³ ECF No. 25.

The Court has conducted a de novo review of the objected-to portions of Magistrate Judge Carlson's Report and Recommendation, and agrees with its analysis and conclusions. Therefore, **IT IS HEREBY ORDERED** that:

- 1. Mr. Ritter's Objections, ECF No. 25, are **OVERRULED**.
- 2. The Report and Recommendation, ECF No. 22, is **ADOPTED IN ITS ENTIRETY**.
- 3. Mr. Ritter's Petition, ECF No. 1, is **DENIED**.
- 4. A certificate of appealability **SHALL NOT** issue.
- 5. The Clerk of Court is directed to close this case.

BY THE COURT:

<u>s/Matthew W. Brann</u> Matthew W. Brann

United States District Judge