Sifuentes v. Wall Doc. 9

UNITED STATES DISTRICT COURT DISTRICT OF RHODE ISLAND

RUDY SIFUENTES

v. CA 13-719 ML

A.T. WALL, et al.

MEMORANDUM AND ORDER

This matter is before the Court on Petitioner's timely objections to a Report and

Recommendation issued by Magistrate Judge Almond on March 31, 2014 (Docket #6). The

Court has reviewed Petitioner's objections and the Report and Recommendation. Finding no

merit in any of Petitioner's objections, the Court adopts the Report and Recommendation in its

entirety.

The Motion to Dismiss is GRANTED and the Petition is hereby DISMISSED WITH

PREJUDICE.

ORDER ON CERTIFICATE OF APPEALABILITY

Pursuant to Rule 11(a) of the Rules Governing § 2254 Proceedings in the United States

District courts (§ 2254 Rules), this Court hereby finds that this case is not appropriate for the

issuance of a certificate of appealability because the Petitioner has failed to make a substantial

showing of the denial of a Constitutional right as to any claim, as required by 28 U.S.C. §

2253(c)(2).

SO ORDERED:

/s/ Mary M. Lisi

Mary M. Lisi

United States District Judge

May 7, 2014