

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF TENNESSEE
at WINCHESTER

DOYLE L. TEAGUE,)	
)	
Petitioner,)	
)	No. 4:05-CV-48/4:03-CR-46
v.)	
)	<i>Edgar/Carter</i>
UNITED STATES OF AMERICA,)	
)	
Respondent.)	
)	

ORDER

Having conducted a hearing on October 20, 2008 on the matter, Magistrate Judge William B. Mitchell Carter filed a Report and Recommendation (“R&R”) recommending Petitioner Doyle L. Teague’s 28 U.S.C. § 2255 motion, as it pertains to Petitioner’s claim of ineffective assistance of counsel due to a failure to file a direct appeal (Case Nos. 4:05-CV-48, Doc. 1; 4:03-CR-46, Doc. 24), be denied (Case Nos. 4:05-CV-48, Doc. 13; 4:03-CR-46, Doc. 30). Petitioner Teague has filed a Statement of Intention, representing to the Court that he does not object to the R&R (Case Nos. 4:05-CV-48, Doc. 14; 4:03-CR-46, Doc. 31), and the Government has not filed an objection within the ten day period provided, *see* 28 U.S.C. § 636(b)(1). After reviewing the record, the Court agrees with the magistrate judge’s R&R. Accordingly, the Court **ACCEPTS** and **ADOPTS** the magistrate judge’s R&R (Case Nos. 4:05-CV-48, Doc. 13; 4:03-CR-46, Doc. 30) pursuant to 28 U.S.C. § 636(b)(1) and **ORDERS** as follows:

(1) Petitioner’s § 2255 motion be **DENIED** (Case Nos. 4:05-CV-48, Doc. 1; 4:03-CR-46, Doc. 24); and,

