-KFG Roach v. Brown Doc. 10

UNITED STATES DISTRICT COURT **EASTERN DISTRICT OF TEXAS**

DONNY ROACH,	§	
	§	
Petitioner,	§	
	§	
versus	§	CIVIL ACTION NO. 1:11-CV-194
	§	
DONNA BROWN,	§	
	§	
Respondent.	§	

MEMORANDUM ORDER ADOPTING THE MAGISTRATE JUDGE'S REPORT AND RECOMMENDATION

Petitioner Donny Roach, an inmate at the Hightower Unit, proceeding *pro se*, brought this petition for writ of mandamus.

The court referred this matter to the Honorable Keith F. Giblin, United States Magistrate Judge, at Beaumont, Texas, for consideration pursuant to applicable laws and orders of this court. The magistrate judge recommends this petition be denied.

The court has received and considered the Report and Recommendation of United States Magistrate Judge, along with the record, pleadings and all available evidence. No objections to the Report and Recommendation of United States Magistrate Judge were filed by the parties. Petitioner, however, filed a motion to dismiss the action.

O R D E R

Accordingly, the findings of fact and conclusions of law of the magistrate judge are correct, and the report of the magistrate judge is **ADOPTED** to the extent it recommended dismissal. A final judgment will be entered in this case in accordance with the magistrate judge's recommendation.

SIGNED at Beaumont, Texas, this 25th day of July, 2011.

Marcia A. Crone

MARCIA A. CRONE
UNITED STATES DISTRICT JUDGE

Dockets.Justia.com