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**UNITED STATES DISTRICT COURT**


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**EASTERN DISTRICT OF TEXAS**


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GARY DWIGHT GORDON, JR.,

Petitioner,

*versus*

DIRECTOR, TDCJ-CID,

Respondent.

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CIVIL ACTION NO. 1:14-CV-263

**MEMORANDUM ORDER ADOPTING  
THE MAGISTRATE JUDGE'S REPORT AND RECOMMENDATION**

Gary Dwight Gordon, Jr., an inmate confined within the Texas Department of Criminal Justice, Correctional Institutions Division, proceeding *pro se*, filed this petition for writ of habeas corpus pursuant to 28 U.S.C. § 2254.

The court previously referred this matter to the Honorable Keith F. Giblin, United States Magistrate Judge, for consideration in accordance with 28 U.S.C. § 636. The magistrate judge has submitted a Report and Recommendation of United States Magistrate Judge recommending that petitioner's application to proceed *in forma pauperis* be denied and petitioner directed to pay the \$5 filing fee.

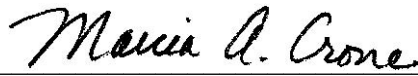
The court has received the Report and Recommendation, along with the record and all available evidence. No objections were filed to the Report and Recommendation.

**ORDER**

Accordingly, the findings of fact and conclusions of law of the magistrate judge are correct and the magistrate judge's report is **ADOPTED**. Petitioner's application to proceed *in forma*

*pauperis* is **DENIED**. Petitioner shall have 30 days from the date set forth below to pay the \$5 filing fee.

SIGNED at Beaumont, Texas, this 17th day of February, 2015.

A handwritten signature in black ink, reading "Marcia A. Crone". The signature is written in a cursive style with a horizontal line extending from the end of the name.

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MARCIA A. CRONE  
UNITED STATES DISTRICT JUDGE