

IN THE UNITED STATES DISTRICT COURT  
FOR THE EASTERN DISTRICT OF TEXAS  
SHERMAN DIVISION

BRIAN ALLEN TUCKER, #1847045	§	
	§	
VS.	§	CIVIL ACTION NOS. 4:18cv324, 4:18cv800
	§	
DIRECTOR, TDCJ-CID	§	

**ORDER OF DISMISSAL**

The above-named and numbered cases were referred to United States Magistrate Judge Christine A. Nowak, who issued a Report and Recommendation recommending that the petitions be denied and dismissed with prejudice because they are time-barred. Petitioner filed objections.

Having made a *de novo* review, the court concludes that the findings and conclusions of the Magistrate Judge are correct, and the objections of Petitioner are without merit. Petitioner fails to show that the Report and Recommendation is in error or that he is entitled to equitable tolling. Accordingly, the court hereby adopts the findings and conclusions of the Magistrate Judge as the findings and conclusions of the court. It is

**ORDERED** that the petitions for writ of habeas corpus are **DENIED** and Petitioner's cases are **DISMISSED** with prejudice. A certificate of appealability is **DENIED**. It is further

**ORDERED** that all motions not previously ruled on are hereby **DENIED**.

**SIGNED this the 21st day of February, 2019.**



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RICHARD A. SCHELL  
UNITED STATES DISTRICT JUDGE