

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

ERIC D. WASHINGTON #700414

§

VS.

§

CIVIL ACTION NO. 6:11CV630

DIRECTOR, TDCJ-CID

§

ORDER OF DISMISSAL

The above-entitled and numbered petition for writ of habeas corpus pursuant to 28 U.S.C. § 2254 was heretofore referred to United States Magistrate Judge Judith K. Guthrie. The Report of the Magistrate Judge, which contains proposed findings of fact and recommendations for the disposition of such action, has been presented for consideration. Petitioner has filed objections.

Having made a *de novo* review of the objections raised by Petitioner to the Report, the Court is of the opinion that the findings and conclusions of the Magistrate Judge are correct and Petitioner's objections are without merit. Petitioner simply re-argues the positions he raised in his original response to the Magistrate Judge's Order to Show Cause regarding the statute of limitations. Those arguments were addressed fully in the Magistrate Judge's Report. Petitioner's arguments in the objections are simply conclusory. The objections are therefore overruled. It is accordingly

ORDERED that Petitioner's objections are **OVERRULED** and his petition for writ of habeas corpus pursuant to 28 U.S.C. § 2254 is **DENIED** and the case is **DISMISSED WITH PREJUDICE**. A certificate of appealability is **DENIED**. All motions by either party not previously ruled on are hereby **DENIED**.

So ORDERED and SIGNED this 1st day of February, 2013.



LEONARD DAVIS
UNITED STATES DISTRICT JUDGE