

IN THE UNITED STATES DISTRICT COURT  
FOR THE NORTHERN DISTRICT OF TEXAS  
DALLAS DIVISION

PAUL MALONE	§	
	§	
Petitioner,	§	
	§	
v.	§	No. 3:15-CV-03373-K
	§	
WILLIAM STEPHENS-DIRECTOR	§	
	§	
Respondent.	§	

ORDER ACCEPTING FINDINGS, CONCLUSIONS AND RECOMMENDATION  
OF THE UNITED STATES MAGISTRATE JUDGE

The United States Magistrate Judge made Findings, Conclusions, and a Recommendation in this case. No objections were filed. The District Court reviewed the proposed Findings, Conclusions, and Recommendation for plain error. Finding none, the Court **ACCEPTS** the Findings, Conclusions, and Recommendation of the United States Magistrate.

IT IS THEREFORE ORDERED that the petition for writ of habeas corpus is summarily **DISMISSED** without prejudice for failure to exhaust state court remedies. *See* [28 U.S.C. § 2254\(b\) and \(c\)](#).

Petitioner is cautioned that the 1996 amendments to the habeas corpus statute impose a one-year statute of limitations for filing habeas corpus petitions in federal court, *see* [28 U.S.C. § 2244\(d\)](#), and that this provision is applicable to this petition as well as to any other petition that he may file in this court. Thus, Petitioner should

act diligently and expediently if he intends to seek habeas corpus relief in both state and federal court.

SO ORDERED.

Signed November 10<sup>th</sup>, 2015.

  
ED KINKEADE  
UNITED STATES DISTRICT JUDGE