

**UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF TEXAS
BROWNSVILLE DIVISION**

United States District Court
Southern District of Texas

ENTERED

September 28, 2017

David J. Bradley, Clerk

DANIEL ALANIS-GARZA,
Petitioner,

v.

UNITED STATES OF AMERICA,
Respondent.

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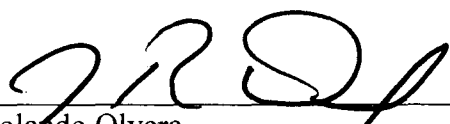
Civil Action No. 1:17-cv-00047
(Criminal Action 1:11-cr-902)

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

Before the Court is the "Magistrate Judge's Report and Recommendation" (hereafter "R&R") (Docket No. 12). The R&R recommends dismissing Daniel Alanis-Garza's "Defendant's 28 USC § 2255 Collateral Attack Motion Contesting Supervise Release on Deportable Aline [sic]" (Docket No. 1). The deadline to respond to the R&R was September 27, 2017; no objections were filed. After a *de novo* review of the file, the R&R is **ADOPTED**.

It is therefore **ORDERED, ADJUDGED, and DECREED** that Daniel Alanis-Garza's "Defendant's 28 USC § 2255 Collateral Attack Motion Contesting Supervise Release on Deportable Aline [sic]" (Docket No. 1) is **DISMISSED** with prejudice pursuant to Rule 4(b) of the Rules Governing § 2255 Proceedings for the United States District Courts. A certificate of appealability shall not issue. The Clerk is **ORDERED** to close this case.

Signed on this 28th day of September, 2017.



Rolando Olvera
United States District Judge