

**IN THE UNITED STATES DISTRICT COURT  
FOR THE EASTERN DISTRICT OF VIRGINIA  
Richmond Division**

**RHETT BEAN,**

Petitioner,

v.

Civil Action No. 3:16CV803

**SUSSEX I STATE PRISON,**

Respondent.

**FINAL ORDER**

In accordance with the accompanying Memorandum Opinion, it is hereby ORDERED that:

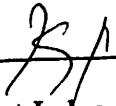
1. Bean's objections are OVERRULED;
2. The Report and Recommendation (ECF No. 33) is ACCEPTED and ADOPTED;
3. The Motion to Dismiss (ECF No. 16) is GRANTED;
4. Bean's Motions (ECF Nos. 21, 22, 23, 29) are DENIED;
5. Bean's § 2254 Petition (ECF No. 3) is DENIED;
6. Bean's claims and the action are DISMISSED; and,
7. A certificate of appealability is DENIED.

Should Bean desire to appeal, a written notice of appeal must be filed with the Clerk of the Court within thirty (30) days of the date of entry hereof. Failure to file a notice of appeal within that period may result in the loss of the right to appeal.

The Clerk is DIRECTED to send the Memorandum Opinion and Order to Bean and counsel of record.

And it is so ORDERED.

Date: 9/14/17  
Richmond, Virginia

/s/   
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John A. Gibney, Jr.  
United States District Judge