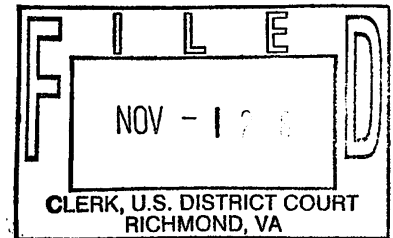


IN THE UNITED STATES DISTRICT COURT  
FOR THE EASTERN DISTRICT OF VIRGINIA  
Richmond Division



**KEVIN MICHAEL DRAYTON, JR.,**

Petitioner,

v.

Civil Action No. **3:18CV303**

**HAROLD CLARKE,**

Respondent.

**FINAL ORDER**

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

that:


1. The Report and Recommendation (ECF No. 21) is ACCEPTED and ADOPTED;
2. The Motion to Dismiss (ECF No. 11) is GRANTED.
3. Drayton's § 2254 Petition (ECF No. 1) is DENIED.
4. Drayton's claims and the action is DISMISSED.
5. A certificate of appealability is DENIED.

Should Drayton 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 Drayton and counsel of record.

It is so ORDERED.

Date: NOV 01 2018  
Richmond, Virginia

  
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M. Hannah Leach  
United States District Judge