

IN THE UNITED STATES DISTRICT COURT  
FOR THE NORTHERN DISTRICT OF WEST VIRGINIA

BOCANEGRA SALOMON,

Petitioner,

v.

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CIVIL ACTION NO. 1:10cv36  
(Judge Keeley)

KUMA J. DEBOO,  
C. WHITTINGTON,  
D. F. GALLIGAN,  
M. VELTRI, and  
D. TAYLOR,

Respondents.

**ORDER ADOPTING REPORT AND RECOMMENDATION (DKT. 6) AND DISMISSING  
CASE WITHOUT PREJUDICE**

Pending before the Court is the Report and Recommendation ("R&R") of United States Magistrate Judge John S. Kaull, in which he recommends that this case, filed pursuant to 28 U.S.C. § 2241, be dismissed without prejudice. The R&R also specifically warns the pro se petitioner, Bocanegra Salomon ("Salomon"), that failure to object to the magistrate judge's recommendations within fourteen days of receiving service constitutes a waiver of appellate rights on the issues presented.

Salomon received service of the R&R on March 19, 2010, and has not filed any objections to the R&R. The Court therefore **ADOPTS** the R&R (dkt. 6) in its entirety, **DENIES** the petition, and **DISMISSES** this case **WITHOUT PREJUDICE**.

It is so **ORDERED**.

**ORDER ADOPTING REPORT AND RECOMMENDATION**

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The Court directs the Clerk to transmit a copy of this order to counsel of record and to the pro se petitioner via certified mail, return receipt requested.

Dated: April 15, 2010.

/s/ Irene M. Keeley  
IRENE M. KEELEY  
UNITED STATES DISTRICT JUDGE