

**UNITED STATES DISTRICT COURT
DISTRICT OF MAINE**

ANDREW FLOOD,)	
)	
PETITIONER)	
)	
v.)	CIVIL No. 1:11-cv-32-DBH
)	
PATRICIA BARNHART, WARDEN,)	
MAINE STATE PRISON,)	
)	
RESPONDENT)	

**ORDER AFFIRMING RECOMMENDED DECISION
OF THE MAGISTRATE JUDGE**

On May 31, 2011, the United States Magistrate Judge filed with the court, with copies to the parties, his Recommended Decision on 28 U.S.C. § 2254 Petition and Memorandum Decision on Motion to Reconsider Regarding Bail and Appointment of Counsel. The petitioner filed objections to both on June 30, 2011.

I have reviewed and considered the Recommended Decision, together with the entire record; I have made a *de novo* determination of all matters adjudicated by the Recommended Decision; and I concur with the recommendations of the United States Magistrate Judge for the reasons set forth in the Recommended Decision, and determine that no further proceeding is necessary. The petition for § 2254 relief is **DENIED**.

I have reviewed and considered the Memorandum Decision. I concur with the Magistrate Judge's Memorandum Decision because it is neither clearly

erroneous nor contrary to law. The motion to appoint counsel and reconsider the denial of bail is **DENIED**.

The petitioner's motion for hearing and production of documents is **DENIED**.

SO ORDERED.

DATED THIS 5TH DAY OF JULY, 2011

/s/D. BROCK HORNBY
D. BROCK HORNBY
UNITED STATES DISTRICT JUDGE

**UNITED STATES DISTRICT COURT
DISTRICT OF MAINE (BANGOR)
CIVIL DOCKET NO. 1:11cv32 (DBH)**

Andrew P. Flood,

Petitioner

Represented By Andrew P. Flood, Pro Se
Downeast Correctional Facility
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Machiasport, ME 04655

v.

**Patricia Barnhart, Warden, Maine
State Prison,**

Respondent

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