

**UNITED STATES DISTRICT COURT
DISTRICT OF MAINE**

ROBERT MARION,)	
)	
PETITIONER)	
)	No. 2:04-CR-94-DBH
v.)	No. 2:12-cv-215-DBH
UNITED STATES OF AMERICA,)	No. 2:08-cv-60-DBH
)	
RESPONDENT)	

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

On August 3, 2012, the United States Magistrate Judge filed with the court, with copies to the parties, her Recommended Decision on Second or Successive Motion Under 28 U.S.C. § 2255. The petitioner filed his objection to the Recommended Decision on August 13, 2012. 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.

It is therefore **ORDERED** that the Recommended Decision of the Magistrate Judge is hereby **ADOPTED**. The petitioner's motion is summarily **DISMISSED WITHOUT PREJUDICE** and without further proceedings.

SO ORDERED.

DATED THIS 4TH DAY OF SEPTEMBER, 2012

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

**U.S. DISTRICT COURT
DISTRICT OF MAINE (PORTLAND)
CRIMINAL DOCKET No. 2:04CR94 (DBH)**

United States of America

Represented by Michael Conley
Assistant United States Attorney
Office of the United States Attorney
District Of Maine
100 Middle Street Plaza
Portland, ME 04101
(207) 780-3257
email: michael.conley@usdoj.gov

v.

Robert Marion,

Defendant

Represented By Robert Marion, Pro Se
No. 04515-036
USP Atlanta
P.O. Box 150160
Atlanta, GA 30315