

**UNITED STATES DISTRICT COURT  
DISTRICT OF MAINE**

<b>PEDRO E. SANTIAGO,</b>	)	
	)	
<b>Petitioner</b>	)	
	)	
<b>v.</b>	)	<b>No. 1:12-cv-00339-GZS</b>
	)	
<b>STATE OF MAINE,</b>	)	
	)	
<b>Respondent</b>	)	
	)	

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

The United States Magistrate Judge filed with the Court on May 13, 2013, her Recommended Decision (ECF No. 12). Petitioner filed his Objection to the Recommended Decision (ECF No. 14) on May 31, 2013.

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

1. It is therefore **ORDERED** that the Recommended Decision of the Magistrate Judge is hereby **AFFIRMED**.

2. It is hereby **ORDERED** that the Respondent's Motion to Dismiss (ECF No. 5) is **GRANTED WITH PREJUDICE**.
3. It is hereby **ORDERED** that no certificate of appealability shall issue in the event Petitioner files a Notice of Appeal because there is no substantial showing of the denial of a constitutional right within the meaning of 28 U.S.C. § 2253(c).

/s/George Z. Singal\_\_\_\_\_

U.S. District Judge

Dated this 4th day of June, 2013.

**Petitioner**

**PEDRO E SANTIAGO**

represented by **PEDRO E SANTIAGO**  
MAINE STATE PRISON  
807 CUSHING RD  
WARREN, ME 04864  
PRO SE

V.

**Respondent**

**STATE OF MAINE**

represented by **DONALD W. MACOMBER**  
OFFICE OF THE ATTORNEY  
GENERAL  
STATE HOUSE STATION 6  
AUGUSTA, ME 04333-0006  
626-8800  
Email:  
donald.w.macomber@maine.gov  
*LEAD ATTORNEY*  
*ATTORNEY TO BE NOTICED*

V.

**Notice Only Party**

**MAINE ATTORNEY GENERAL -  
HABEAS CASES**

*TERMINATED: 12/07/2012*