

UNITED STATES DISTRICT COURT
DISTRICT OF MAINE

BENJAMIN CORMIER,)
)
Plaintiff,)
)
v.) Civil No. 04-112-B-W
)
STATE OF MAINE,)
)
Defendant.)

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

The United States Magistrate Judge filed with the Court on October 13, 2004 her Recommended Decision. The Plaintiff filed his objections to the Recommended Decision on October 22, 2004. 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 further ORDERED that the Defendant's Motion to Dismiss Petition for Writ of Habeas Corpus is GRANTED.

/s/ John A. Woodcock, Jr.
JOHN A. WOODCOCK, JR.
UNITED STATES DISTRICT JUDGE

Dated this 15th day of November, 2004.

Petitioner

BENJAMIN J CORMIER

represented by **WILLIAM H. CHILDS**
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& CHILDS
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V.

Respondent

MAINE, STATE OF

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