

UNITED STATES DISTRICT COURT  
DISTRICT OF MAINE

MARK D. MORIN, )  
)  
Petitioner, )  
)  
v. ) Civil No. 06-122-B-W  
)  
JEFFREY MERRILL, WARDEN, )  
MAINE STATE PRISON, )  
)  
Respondent. )

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

The United States Magistrate Judge filed with the Court on January 22, 2007 her Recommended Decision. The Petitioner filed his objections to the Recommended Decision on January 25, 2007. 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 Respondent's Motion to Dismiss (Docket # 3) be and hereby is GRANTED.
3. It is further ORDERED that the Petitioner's 28 U.S.C. § 2254 Petition (Docket # 1) be and hereby is DENIED.

SO ORDERED.

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

Dated this 30th day of January, 2007

**Plaintiff**

**MARK D MORIN**

represented by **MARK D MORIN**  
084995  
MAINE STATE PRISON  
807 CUSHING ROAD  
WARREN, ME 04864  
US  
PRO SE

V.

**Defendant**

**WARDEN, MAINE STATE  
PRISON**

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