

UNITED STATES DISTRICT COURT  
DISTRICT OF MAINE

JAMES F. SCHMIDT, )  
 )  
 Petitioner, )  
 )  
 v. ) 1:10-cv-00349-JAW  
 )  
 CHIEF ADMINISTRATIVE OFFICER, )  
 DOWNEAST CORRECTIONAL FACILITY, )  
 )  
 Respondent. )

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

No objection having been filed to the Magistrate Judge's Recommended Decision filed January 7, 2011, the Recommended Decision is accepted.

Accordingly, it is hereby 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.  
CHIEF UNITED STATES DISTRICT JUDGE

Dated this 3rd day of February, 2011

**Petitioner**

**JAMES F SCHMIDT**

represented by **JAMES F SCHMIDT**  
DOWNEAST CORRECTIONAL  
FACILITY  
64 BASE RD  
MACHIASPORT, ME 04655  
PRO SE

V.

**Respondent**

**CHIEF ADMINISTRATIVE  
OFFICER, DOWNEAST  
CORRECTIONAL FACILITY**

represented by **DONALD W. MACOMBER**  
OFFICE OF THE ATTORNEY  
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AUGUSTA, ME 04333-0006  
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*ATTORNEY TO BE NOTICED*