

IN THE UNITED STATES DISTRICT COURT
FOR THE MIDDLE DISTRICT OF ALABAMA
SOUTHERN DIVISION

BERNARD JOHNSON, #216638,)	
)	
Petitioner,)	
v.)	CASE NO. 1:09-cv-1149-TMH
)	WO
J. C. GILES, <i>et al.</i> ,)	
)	
Respondents.)	

ORDER

After an independent review of the file, it is the ORDER, JUDGMENT and DECREE of the court that:

1. The petitioner's objection (Doc. #14) to the Recommendation of the Magistrate Judge filed on October 6, 2011 is overruled;
2. The Recommendation of the Magistrate Judge (Doc. #13) filed on September 14, 2011 is adopted;
3. The petition for habeas corpus relief is DENIED as it was not filed within the one-year period of limitations of 28 U.S.C. § 2244(d)(1)(A).

DONE this the 19th day of October, 2011.

/s/ Truman M. Hobbs
SENIOR UNITED STATES DISTRICT JUDGE