

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

RICHARD OWENS, JR.,)	
)	
Petitioner,)	
v.)	CASE NO. 2:08-cv-0770-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. #20) to the Recommendation of the Magistrate Judge filed on May 11, 2010 is overruled;
2. The Recommendation of the Magistrate Judge (Doc. #17) filed on April 19, 2010 is adopted;
3. The 28 U.S.C. § 2254 petition for habeas corpus relief filed by Owens on September 17, 2008 is DENIED as Owens failed to file the petition within the applicable one-year period of limitations.

DONE this the 4th day of June, 2010.

/s/ Truman M. Hobbs

TRUMAN M. HOBBS
SENIOR UNITED STATES DISTRICT JUDGE