

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

TONY MARK McCARTHA, #236602,)	
)	
Petitioner,)	
)	
vs.)	CASE NO. 3:12-cv-891-WHA
)	
J. C. GILES, et al.,)	(WO)
)	
Respondents.)	

ORDER

This case is before the court on the Recommendation of the Magistrate Judge (Doc. #16), entered on September 24, 2015. There being no timely objection filed to the Recommendation, and after a review of the file, the Recommendation is ADOPTED, and it is hereby

ORDERED that this petition for habeas corpus relief under 28 U.S.C. § 2254 is DENIED, and this case is DISMISSED with prejudice as the petition was filed after expiration of the one-year limitation period in 28 U.S.C. § 2244(d). Final Judgment will be entered accordingly.

DONE this 19th day of October, 2015.

/s/ W. Harold Albritton

 W. HAROLD ALBRITTON
 SENIOR UNITED STATES DISTRICT JUDGE