

UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF ALABAMA  
SOUTHERN DIVISION

BERNARD JEMISON, )  
)  
Petitioner )  
)  
v. )  
)  
CHERYL PRICE, Warden, and )  
THE ATTORNEY GENERAL OF )  
THE STATE OF ALABAMA, )  
)  
Respondents )

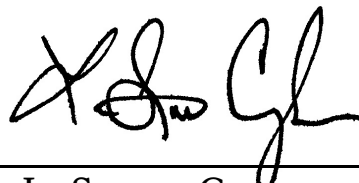
Case No. 2:13-cv-00144-LSC-HGD

**MEMORANDUM OPINION**

On January 25, 2013, the magistrate judge’s report and recommendation was entered and the parties were allowed therein fourteen (14) days in which to file objections to the recommendations made by the magistrate judge. On February 6, 2013, petitioner filed objections to the magistrate judge’s report and recommendation.

After careful consideration of the record in this case and the magistrate judge’s report and recommendation and the petitioner’s objections thereto, the court hereby ADOPTS the report of the magistrate judge. The court further ACCEPTS the recommendations of the magistrate judge that the petition for writ of habeas corpus be dismissed pursuant to 28 U.S.C. § 2244(b) and for failure to comply with 28 U.S.C. § 2244(b)(3)(A), or in the alternative, denied as time-barred.

Done this 13th day of February 2013.

A handwritten signature in black ink, appearing to read 'L. Scott Coogler', written in a cursive style.

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L. SCOTT COOGLER  
UNITED STATES DISTRICT JUDGE

[160704]