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

JAMES RODGERS, AIS #209894	)	
Petitioner,	)	
v.	)	CIVIL ACTION NO. 09-0732-WS-N
GARY HETZEL,	)	
Respondent.	)	

JUDGMENT

In accordance with the order entered on this date, it is **ORDERED**, **ADJUDGED** and **DECREED** that defendant's motion to vacate, set aside, or correct his sentence pursuant to 28 U.S.C. § 2254 be **DENIED** and **DISMISSED** with prejudice. Petitioner is not entitled to a certificate of appealability .

DONE this 3rd day of November , 2010.

s/ WILLIAM H. STEELE
CHIEF UNITED STATES DISTRICT JUDGE

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