

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

<b>Shannon Dean Barlow,</b>	)	
<b>Petitioner,</b>	)	
	)	
<b>v.</b>	)	<b>Civil Action No. 12-00253-KD-N</b>
	)	
<b>Dewayne Estes, Warden, et al.,</b>	)	
<b>Respondent.</b>	)	

**ORDER**

After due and proper consideration of the issues raised, and there having been no objections filed, the Report and Recommendation of the Magistrate Judge made under 28 U.S.C. § 636(b)(1)(B) and dated October 8, 2013 is **ADOPTED** as the opinion of this Court with one exception: Petitioner Shannon Dean Barlow's successive habeas corpus petition (Doc. 11) is **DISMISSED without prejudice** for lack of jurisdiction due to his failure to comply with 28 U.S.C. § 2244(b)(3)(A). Additionally, Petitioner Shannon Dean Barlow is not entitled to a certificate of appealability and is therefore not entitled to appeal *in forma pauperis*.

**DONE and ORDERED** this the 4<sup>th</sup> of **November 2013**.

/s/ Kristi K. DuBose  
**KRISTI K. DuBOSE**  
**UNITED STATES DISTRICT JUDGE**