

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

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

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 4th of **November 2013**.

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