

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

KELLY EDWARD DUNCAN,	:	
AIS 269868,	:	
	:	
Petitioner,	:	
	:	
vs.	:	CA 13-0603-WS-C
	:	
KENNETH JONES,	:	
	:	
Respondent.	:	

**JUDGMENT**

In accordance with the order entered on this date, it is hereby **ORDERED**, **ADJUDGED**, and **DECREED** that petitioner's request for habeas corpus relief, pursuant to 28 U.S.C. § 2254, be dismissed as time-barred pursuant to 28 U.S.C. § 2244(d). Alternatively, this Court is procedurally barred from reaching the merits of the claim petitioner has raised in the instant habeas corpus petition. Duncan is not entitled to a certificate of appealability and, therefore, he is not entitled to appeal *in forma pauperis*.

**DONE** this 22nd day of May, 2014.

**s/WILLIAM H. STEELE**  
**CHIEF UNITED STATES DISTRICT JUDGE**