

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

|                              |   |                                      |
|------------------------------|---|--------------------------------------|
| <b>ERIC DASHON PETERSON,</b> | ) |                                      |
|                              | ) |                                      |
| <b>Petitioner,</b>           | ) |                                      |
|                              | ) |                                      |
| <b>vs.</b>                   | ) | <b>CIVIL ACTION NO. 14-0029-CG-N</b> |
|                              | ) |                                      |
| <b>CYNTHIA WHEELER,</b>      | ) |                                      |
|                              | ) |                                      |
| <b>Respondent.</b>           | ) |                                      |

**ORDER**

After due and proper consideration of the issues raised, and a de novo determination of those portions of the Recommendation to which objection is made, the Recommendation of the Magistrate Judge made under 28 U.S.C. § 636(b)(1)(B) is adopted as the opinion of this Court.

It is **ORDERED** that this habeas petition be and is hereby **DISMISSED** as time-barred. The Court further finds that Petitioner is not entitled to a certificate of appealability and, therefore, is not entitled to appeal in forma pauperis.

**DONE and ORDERED** this 3rd day of December, 2014.

/s/ Callie V. S. Granade  
UNITED STATES DISTRICT JUDGE