

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF ARIZONA

PAUL FLOYD JOHNSON,

Petitioner,

vs.

DEPUTY WARDEN BOCK, et al.,

Respondents.

No. CV 07-189-TUC-RCC

ORDER

Pending before the Court is the Petitioner's Petition for Writ of Habeas Corpus. The Court has reviewed the pleadings and finds that the Petitioner is barred as untimely under the Antiterrorism and Effective Death Penalty Act of 1996. Johnson's conviction and sentence were final in March 2001. Even crediting him with the time in which his first PCR was being litigated in state court, Johnson's limitation period expired on June 8, 2003, one year after the state trial court granted partial relief on Johnson's first PCR. Consequently, Johnson's Petition for Writ of Habeas Corpus, filed on April 26, 2007, is untimely and is dismissed with prejudice. Therefore,

IT IS HEREBY ORDERED that this case is DISMISSED with PREJUDICE.

DATED this 21st day of August, 2008.



Raner C. Collins
United States District Judge