

**IN THE UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF ARKANSAS
PINE BLUFF DIVISION**

DERRICK ROBERTSON,
ADC# 96007

PETITIONER

v.

NO. 5:13CV00250 JLH/BD

RAY HOBBS, Director,
Arkansas Department of Correction

RESPONDENT

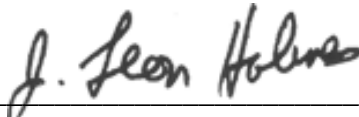
ORDER

The Court has reviewed the Recommended Disposition (“Recommendation”) filed by Magistrate Judge Beth Deere. In addition, the Court has considered Derrick Robertson’s objections to the Recommendation and has reviewed *de novo* those portions of the Recommendation to which Robertson objects.

After careful consideration, this Court adopts the Recommendation as its own. Respondent’s motion to dismiss (docket entry #9) is granted, and Robertson’s petition for writ of habeas corpus (docket entry #2) is denied and dismissed, with prejudice.

When entering a final order adverse to a habeas corpus petitioner, the Court must issue or deny a certificate of appealability. Rule 11 of the Rules Governing Section 2254 Cases. A certificate of appealability may issue only if a petitioner has made a substantial showing of the denial of a constitutional right. 28 U.S.C. § 2253(c)(1)-(2). In this case, there is no basis for this Court to issue a certificate of appealability. Accordingly, a certificate of appealability is denied.

IT IS SO ORDERED this 1st day of November, 2013.



UNITED STATES DISTRICT JUDGE