

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

RALPH MALONE  
ADC #143901

PETITIONER

v.

No. 5:15-cv-99-DPM-JJV

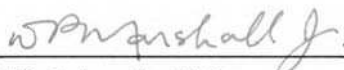
WENDY KELLEY, Director,  
Arkansas Department of Correction

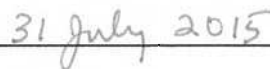
RESPONDENT

ORDER

Unopposed recommendation, *No 8*, adopted with corrections.\* FED. R. Civ.P. 72(b) (1983 Addition to Advisory Committee Notes). Motion to amend record, *No 9*, denied as moot. A certificate of appealability will not issue because Malone's petition is time-barred. *Khaimov v. Crist*, 297 F.3d 783, 786 (8th Cir. 2002).

So Ordered.

  
\_\_\_\_\_  
D.P. Marshall Jr.  
United States District Judge

  
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31 July 2015

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\*Under the "Statute of Limitations" heading on page 3, the first document citation should be to *No 7 at 3-4*; and the first statute citation should be to 28 U.S.C. § 2244(d)(1)-(2).