

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

DENNIS HUTCHINSON  
ADC#143206

PETITIONER

v.

NO. 5:15CV00342 JLH/BD

WENDY KELLEY, Director,  
Arkansas Department of Correction

RESPONDENT

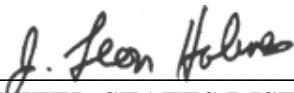
**ORDER**

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

After careful consideration, this Court adopts the Recommendation as its own.<sup>1</sup> Dennis Hutchinson’s petition for writ of habeas corpus (docket entry #1) is denied and dismissed, without 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 30th day of November, 2015.

  
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UNITED STATES DISTRICT JUDGE

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<sup>1</sup> The correct case number for Hutchinson’s prior petition under section 2254 is 5:13CV00052-JLH.