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JS-6

UNITED STATES DISTRICT COURT
CENTRAL DISTRICT OF CALIFORNIA

Albert Mario Herrera,)	Case No. CV 13-1166-JFW
)	[CR 11-824 JFW]
Petitioner,)	
)	JUDGMENT
v.)	
)	
United States of America,)	
)	
Respondent.)	
_____)	

Pursuant to this Court's September 23, 2013 Order denying Petitioner Albert Mario Herrera's motion under 28 U.S.C. § 2255 to vacate, set aside, or correct sentence by a person in federal custody,


IT IS NOW, THEREFORE, HEREBY ORDERED, ADJUDGED AND DECREED, that the above-captioned action is dismissed with prejudice.

If Petitioner gives timely notice of an appeal, such notice shall be treated as an application for a certificate of appealability, 28 U.S.C. § 2253(c), which will not issue because Petitioner has failed to make a substantial showing of the denial of a constitutional right, as stated in the Court's Order denying Petitioner Albert Mario Herrera's

1 motion under 28 U.S.C. § 2255 to vacate, set aside, or
2 correct sentence by a person in federal custody.

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Dated: September 23, 2013



JOHN F. WALTER
UNITED STATES DISTRICT JUDGE