

IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF CALIFORNIA

PABLO ANDRES COBB,

Petitioner,

vs.

SCOTT KERNAN, Warden, et al.,

Respondents.

Case No. 2:04-cv-1299 JKS EFB

ORDER

Petitioner, a state prisoner now represented by counsel, has timely filed a Notice of Appeal from the judgment entered herein on January 9, 2008. Docket No. 27.

Before Petitioner can appeal the judgment, a Certificate of Appealability ("COA") must issue. 28 U.S.C. § 2253(c); Fed. R. App. P. 22(b). "To obtain a COA under § 2253(c), a habeas prisoner must make a substantial showing of the denial of a constitutional right, a demonstration that . . . includes showing that reasonable jurists could debate whether (or, for that matter, agree that) the petition should have been resolved in a different manner or that the issues presented were adequate to deserve encouragement to proceed further. *Slack v. McDaniel*, 529 U.S. 473, 482 (2000) (internal quotation marks and citations omitted).

Although the Court denied Petitioner's application for a writ of habeas corpus, the Court believes that reasonable jurists could debate whether the petition should have been resolved in a different manner. As the issues raised are significantly intertwined, the Court declines to single out any specific issue for different treatment. Accordingly, a COA shall issue as to all claims in the petition.

IT IS SO ORDERED.

Dated this the 7th day of February 2008.

/s/ James K. Singleton, Jr.

JAMES K. SINGLETON, JR.
United States District Judge