

THE UNITED STATES DISTRICT COURT FOR THE  
SOUTHERN DISTRICT OF GEORGIA  
AUGUSTA DIVISION

GERSON AYALA ROMERO,

Petitioner,

v.

BENJAMIN FORD, Warden,

Respondent.

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CV 116-170

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O R D E R

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On October 26, 2016, the United States Magistrate Judge issued a Report and Recommendation wherein he recommended the dismissal of Petitioner's motion brought pursuant to 28 U.S.C. § 2254. This Court adopted the Report and Recommendation as its own opinion on November 16, 2016. At the conclusion of the Adoption Order, the Court denied the issuance of a Certificate of Appealability and ruled that Petitioner should not be entitled to proceed in forma pauperis on appeal. (See Doc. 10.)

On December 1, 2016, Petitioner filed a motion for a Certificate of Appealability, and on December 28, 2016, he filed a motion to proceed in forma pauperis on appeal. Because the Court has already ruled on both matters, the motions (doc. 13 & 15) are DENIED AS MOOT.

ORDER ENTERED at Augusta, Georgia, this 1<sup>st</sup> day of March, 2017.

  
HONORABLE J. RANDAL HALL  
UNITED STATES DISTRICT JUDGE  
SOUTHERN DISTRICT OF GEORGIA