

**UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF LOUISIANA**

**FELTON LAGARDE
VERSUS
SETH SMITH**

**CIVIL ACTION
NO. 15-2377
SECTION "S"(1)**

CERTIFICATE OF APPEALABILITY

Having separately issued a final order in connection with the captioned proceeding, in which the detention complained of arises out of process issued by a state court, the Court, after considering the record and the requirements of 28 U.S.C. § 2253 and Fed. R. App. P. 22(b), hereby orders that,

_____ a certificate of appealability shall be issued having found that petitioner has made a substantial showing of the denial of a constitutional right related to the following issue(s):

 X a certificate of appealability shall not be issued for the following reason(s):

An appeal would not be taken in good faith for the reasons stated in the United States Magistrate Judge's Report and Recommendation (Doc. #4), which was adopted as the opinion of this court.

New Orleans, Louisiana, this 6th day of October, 2015.



UNITED STATES DISTRICT JUDGE