

UNITED STATES DISTRICT COURT  
MIDDLE DISTRICT OF LOUISIANA

TOMMY GIOELE (#704744)

CIVIL ACTION

VERSUS

NO. 19-44-JWD-RLB

JASON KENT, ET AL.

OPINION

After independently reviewing the entire record in this case and for the reasons set forth in the Magistrate Judge's Report dated July 9, 2019, to which no opposition was filed;

**IT IS ORDERED** that the petitioner's application for habeas corpus relief is denied, with prejudice, as untimely.

**IT IS FURTHER ORDERED** that, in the event that the petitioner seeks to pursue an appeal, a certificate of appealability shall be denied.

Judgment shall be entered accordingly.

Signed in Baton Rouge, Louisiana, on August 13, 2019.



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**JUDGE JOHN W. deGRAVELLES  
UNITED STATES DISTRICT COURT  
MIDDLE DISTRICT OF LOUISIANA**