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AUG 1 2 2013

TONY R. MOORE, CLERKY

UNITED STATES DISTRICT COURT WESTERN DISTRICT OF LOUISIANA ALEXANDRIA DIVISION

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CIVIL ACTION NO. 12-296

VERSUS

JUDGE TRIMBLE

WARDEN, AVOYELLES CORR. CENTER

MAGISTRATE JUDGE KIRK

CERTIFICATE OF APPEALABILITY

A final order having been filed in the above-captioned habeas corpus case, the court, considering the record in this case and the requirements of 28 U.S.C. § 2253, hereby finds that:

The certificate of appealability is DENIED because the applicant has failed to demonstrate a substantial showing of the denial of a constitutional right.

_____ The certificate of appealability is GRANTED for the below reasons.

The applicant has made a substantial showing that the following issues constitute a denial of a constitutional right: petitioner's Sixth Amendment right to confront and cross-examine adverse witnesses during his probation revocation hearing.

THUS DONE AND SIGNED in chambers at Alexandria, Louisiana this 12th day of August, 2013.

AMES T. TRIMBLE, JR. U.S. DISTRICT JUDGE