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WESTERN DISTRICT OF LOUISIANA
ALEXANDRIA, LOUISIANA

UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF LOUISIANA
ALEXANDRIA DIVISION

EZEKIEL MCGINNIS

VERSUS

WARDEN CAIN

DOCKET NO. 13-CV-2311 SEC. P

JUDGE JAMES T. TRIMBLE, JR.

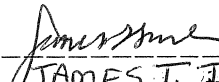
MAGISTRATE JUDGE KIRK

J U D G M E N T

For the reasons stated in the Report and Recommendation of the Magistrate Judge previously filed herein, and after an independent review of the record including the objections filed by Petitioner, and having determined that the findings and recommendation are correct under the applicable law;

IT IS ORDERED that this petition for *habeas corpus* be DENIED AND DISMISSED WITH PREJUDICE because Petitioner's claims are barred by the one-year limitations period codified at 28 U.S.C. §2244(d), and he is not eligible for the benefit of equitable tolling.

THUS DONE AND SIGNED at Alexandria, Louisiana, this 6th day of March, 2014.



JAMES T. TRIMBLE, JR.
UNITED STATES DISTRICT COURT