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UNITED STATES DISTRICT COURT  
WESTERN DISTRICT OF LOUISIANA  
LAKE CHARLES DIVISION

RAYMOND SUTTON  
LA. DOC# 503392

: DOCKET NO. 2:10 CV1118  
SECTION "P"

VS.

: JUDGE MINALDI

WARDEN LYNN COOPER,  
AVOYELLES CORRECTIONAL  
CENTER

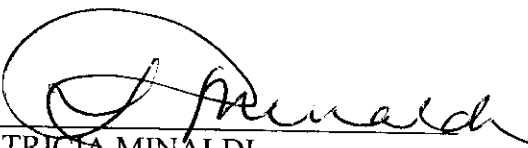
: MAGISTRATE JUDGE KAY

JUDGMENT

For the reasons stated in the Report and Recommendation of the Magistrate Judge previously filed herein and after an independent review of the record, and a *de novo* determination of the issues, and after consideration of the objections filed herein, specifically noting that the plaintiff has failed to demonstrate any basis for either statutory or equitable tolling of his claim, it is determined that the findings are correct under applicable law. The Magistrate's Report and Recommendation is therefore adopted by this Court. Accordingly, it is

ORDERED that the petition for writ of *habeas corpus* be DENIED and DISMISSED as time-barred under 28 U.S.C. § 2244(d).

THUS DONE AND SIGNED, in Chambers, at Lake Charles, Louisiana, this 28 day  
of June 2011.

  
PATRICIA MINALDI  
UNITED STATES DISTRICT JUDGE