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UNITED STATES DISTRICT COURT

WESTERN DISTRICT OF LOUISIANA

MONROE DIVISION

**FREDERIC LUBRON BIRGANS
LA. DOC #564392**

CIVIL ACTION NO. 11-1242

VERSUS

SECTION P

**WARDEN, CLAIBORNE PARISH
DETENTION CENTER**

JUDGE ROBERT G. JAMES


MAGISTRATE JUDGE KAREN L. HAYES

CERTIFICATE OF APPEALABILITY

A final order having been filed in the above-captioned habeas case, the Court, considering the record in this case, the requirements of 28 U.S.C. § 2253, and the Supreme Court's decision in Slack v. McDaniel, 529 U.S. 473, 478 (2000), hereby finds that:

The certificate of appealability is DENIED because the applicant has failed to show that jurists of reason would find it debatable whether the district court was correct in its procedural ruling.

MONROE, LOUISIANA, this 17 day of October, 2011.



ROBERT G. JAMES
UNITED STATES DISTRICT JUDGE