


JUL 17 2009

TONY R. MOORE, CLERK  
BY  DEPUTY

NOBLE BATES

VERSUS

WARDEN LSP

UNITED STATES DISTRICT COURT  
WESTERN DISTRICT OF LOUISIANA  
SHREVEPORT DIVISION

CIVIL ACTION NO. 5:06CV637

JUDGE STAGG

MAGISTRATE JUDGE HORNSBY

CERTIFICATE OF APPEALABILITY

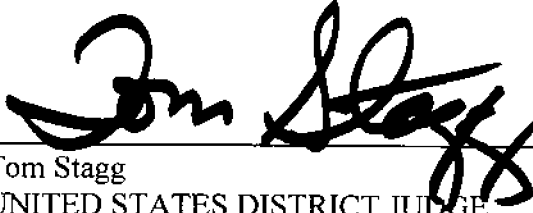
A final order having been filed in the above-captioned habeas case, the court, considering the record in this case and the requirements of 28 U.S.C. § 2253, hereby finds that:

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:

Signed at Shreveport, Louisiana, this 17th day of July, 2009.

  
Tom Stagg  
UNITED STATES DISTRICT JUDGE