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MAY 26 2009

TONY R. MOORE, CLERK
WESTERN DISTRICT OF LOUISIANA
SHREVEPORT, LOUISIANAUNITED STATES DISTRICT COURT
WESTERN DISTRICT OF LOUISIANA
SHREVEPORT DIVISION

JAMES TOWNSEND

CIVIL ACTION NO. 5:09CV71

VERSUS

JUDGE STAGG

WARDEN, WINN CORRECTIONAL
CENTER

MAGISTRATE JUDGE HORNSBY

CERTIFICATE OF APPEALABILITY

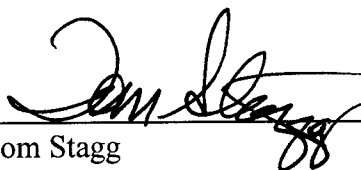
A final order having been filed in the above-captioned habeas case, the court, considering the record in this case and the requirements of 28 U.S.C. § 2253, hereby finds that:

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 26th Day of May, 2009.



Tom Stagg
UNITED STATES DISTRICT JUDGE