## RECEIVED NOV - 4 2013 (Y)

TONY R. MOORE, CLERK WESTERN DISTRICT OF LOUISIANA LAFAYETTE, LOUISIANA

## UNITED STATES DISTRICT COURT WESTERN DISTRICT OF LOUISIANA LAFAYETTE DIVISION

PETER CELESTINE

CIVIL ACTION NO. 6:13CV2371

**VERSUS** 

JUDGE DOHERTY

WARDEN TERRY TERRELL

MAGISTRATE JUDGE HANNA

## 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 Layette, Louisiana, this Lay of nov, 2013.

Rebecca F. Doherty

UNITED STATES DISTRICT JUDGE