

FILED

SEP 11 2014

Clerk, U.S. District Court
District Of Montana
Helena

IN THE UNITED STATES DISTRICT COURT

FOR THE DISTRICT OF MONTANA

BILLINGS DIVISION

MICHAEL JEFFREY ANDERSON,

Petitioner,

vs.

JAMES BRILZ, et al.,

Respondents.

CV-13-84-BLG-SEH

ORDER

On August 18, 2014, Magistrate Judge Carolyn S. Ostby issued her Findings and Recommendation directed to Petitioner's application for a writ of habeus corpus under 28 U.S.C. § 2254.¹ Objections were filed by Petitioner on September 2, 2014.² The Court reviews *de novo* findings and recommendations to which objection is made. 28 U.S.C. § 636(b).

¹ (Doc. 18.)

² (Doc. 19.)

Upon *de novo* review of the record, I find no error in Judge Ostby's Findings and Recommendation and adopt them in full.

ORDERED:

1. The Petition³ is DISMISSED WITH PREJUDICE as time-barred.
2. The Clerk of Court is directed to enter by separate document judgment in favor of Respondents and against Petitioner.
3. A certificate of appealability is DENIED. Anderson's claims do not appear to be substantial and the procedural ruling is not subject to dispute.

DATED this 11th day of September, 2014.


SAM E. HADDON
United States District Judge

³ (Doc. 1.)