

**UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF OHIO
WESTERN DIVISION AT CINCINNATI**

Gerald Hand,
Petitioner

-vs-

Case No. 2:07-cv-846

Marc Houk, Warden,
Respondent

JUDGMENT

Jury Verdict. This action came before the Court for a trial by jury. The issues have been tried and the jury has rendered its verdicts.

X Decision by Court: This action came to trial or hearing before the Court. The issues have been tried or heard and a decision has been rendered.

IT IS ORDERED AND ADJUDGED that the Report & Recommendations (doc. 144) is **ADOPTED** in full. Petitioner's petition for a writ of habeas corpus is **DENIED**. Petitioner is granted a certificate of appealability on Ground Two (fair presentation issue only); Ground Four, sub-claim 2; Ground Five, sub-claims 2, 6, and 7; Ground Six; Ground Eight; and the merits of sub-claim 2 of Ground Nine. As to each of these claims, the Court finds that reasonable jurists could reach different conclusions on the constitutional issues raised, or whether this Court was correct in its procedural rulings. The Court denies a certificate of appealability on the rest of Petitioner's petition.

Date: January 3, 2014

John P. Hehman, Clerk

By: s/Mary C. Brown
Mary C. Brown, Deputy Clerk