

IN THE UNITED STATES DISTRICT COURT FOR THE EASTERN DISTRICT OF OKLAHOMA

FILED

FEB 22 2012

WILLIAM B. GUTHRIE Clerk, U.S. District Court

By Deputy Clerk

ANTHONY E. ORTEGA,

Petitioner,

v.

MIKE ADDISON, Warden,

Respondent.

Case No. CIV 11-096-RAW-KEW

OPINION AND ORDER DENYING CERTIFICATE OF APPEALABILITY

On this date the court dismissed petitioner’s petition for a writ of habeas corpus as barred by the statute of limitations. After careful review of the record, the court concludes petitioner has not shown “at least, that jurists of reason would find it debatable whether the petition states a valid claim of the denial of a constitutional right and that jurists of reason would find it debatable whether [this] court was correct in its procedural ruling.” Slack v. McDaniel, 529 U.S. 473, 484 (2000). See also 28 U.S.C. § 2253(c).

Accordingly, petitioner is denied a certificate of appealability.

IT IS SO ORDERED this 22nd day of February 2012.

Ronald A. White RONALD A. WHITE UNITED STATES DISTRICT JUDGE