## IN THE UNITED STATES DISTRICT COURT FOR THE MIDDLE DISTRICT OF PENNSYLVANIA

RICHARD LEHMAN, :

Petitioner, :

: 1:16-cv-1739

v. :

Hon. John E. Jones III

SUPERINTENDENT SCI-ALBION, : PA STATE ATTORNEY GENERAL,:

Respondents. :

## **ORDER**

## **December 16, 2016**

NOW THEREFORE, upon consideration of the petition for writ of habeas corpus (Doc. 1), and in accordance with the Court's Memorandum of the same date, it is hereby ORDERED that:

- 1. The petition for writ of habeas corpus (Doc. 1) pursuant to 28 U.S.C. § 2254 is DISMISSED as time-barred by the statute of limitations. *See* 28 U.S.C. § 2244(d).
- 2. There is no basis for the issuance of a certificate of appealability. 28 U.S.C. § 2253(c).
- 3. The Clerk of Court is directed to CLOSE this case.

s/ John E. Jones IIIJohn E. Jones IIIUnited States District