

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF SOUTH CAROLINA
FLORENCE DIVISION

Kenny R. Murray, Jr.,)	
Petitioner,)	C.A. No.: 4:09-cv-00907-RBH
)	
vs.)	
)	ORDER
Warden, Evans Correctional Institution,)	
Respondent.)	
_____)	

This matter was remanded to the Court for the limited purpose of permitting the Court to supplement the record with an Order granting or denying a certificate of appealability. Having reviewed the matter, this Court finds that the Petitioner has failed to make “a substantial showing of the denial of a constitutional right.” 28 U.S.C. § 2253(c)(2) (2006).

Based on the foregoing, it is therefore **ORDERED** that a certificate of appealability is **DENIED**.

IT IS SO ORDERED.

s/ R. Bryan Harwell
R. Bryan Harwell
United States District Judge

Florence, South Carolina
February 2, 2010.