

UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF TENNESSEE  
AT GREENEVILLE

ANTHONY J. LACY,	)	
	)	
Petitioner,	)	
	)	
v.	)	No. 2:22-CV-00040-JRG-CRW
	)	
TONY MAYS, <sup>1</sup>	)	
	)	
Respondent.	)	

**JUDGMENT ORDER**

In accordance with the accompanying memorandum opinion:

1. The Clerk is **DIRECTED** to update the Court's docket to list Tony Mays as Respondent herein;
2. Respondent's motion to dismiss the petition [Doc. 10] is **GRANTED** on the ground that the petition is time-barred;
3. A COA will not issue;
4. The Court **CERTIFIES** that any appeal in this matter would not be taken in good faith. 28 U.S.C. § 1915(a)(3);
5. Because the Court **CERTIFIED** in the memorandum opinion that any appeal from this order would not be taken in good faith, should Petitioner file a notice of appeal, he is **DENIED** leave to appeal *in forma pauperis*. See 28 U.S.C. § 1915(a)(3); Fed. R. App. P. 24;
6. This action is **DISMISSED**; and
7. The Clerk is **DIRECTED** to close the file.

So ordered.

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<sup>1</sup> As the Court previously noted [Doc. 8 at 1 n.1], Tony Mays is the Warden of Riverbend Maximum Security Institute, <https://www.tn.gov/correction/sp/state-prison-list/riverbend-maximum-security-institution.html> (last visited July 27, 2022), which is where Petitioner is confined, [Doc. 1 at 1]. Thus, Warden Mays is the proper Respondent in this matter. Rule 2(a) of the Rules Governing 2254 and 2255 Cases. As such, the Court will **DIRECT** the Clerk to update the Court's docket to list Tony Mays as Respondent.

ENTER:

s/J. RONNIE GREER  

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UNITED STATES DISTRICT JUDGE

ENTERED AS A JUDGMENT:

s/ LeAnna R. Wilson  
District Court Clerk