

UNITED STATES DISTRICT COURT  
MIDDLE DISTRICT OF TENNESSEE  
NASHVILLE DIVISION

RONNELL JASON LEBERRY, )  
)  
Petitioner, )  
)  
v. )  
JOHN HOWERTON, )  
)  
Respondent. )

No. 3:10-00624  
Judge Sharp


**ORDER**

For the reasons explained in the accompanying Memorandum, the Court enters the following rulings:

- (1) The Report and Recommendation (docket No. 63) is hereby ACCEPTED and APPROVED;
- (2) Petitioner’s Objections to the Report and Recommendation (Docket No. 68) are hereby OVERRULED;
- (3) Petitioner’s 28 U.S.C. § 2254 Petition for Writ of Habeas Corpus (Docket No. 1) and his Amended Petition for Writ of Habeas Corpus (Docket No. 50) are hereby DENIED; and
- (4) A Certificate of Appealability is hereby issued solely on question of whether Petitioner can show cause for the procedural default of his ineffective assistance of trial counsel claims in light of the recent Supreme Court decision in Martinez v. Ryan, 132 S.Ct. 1309 (2012).

The Clerk is directed to enter Judgment in a separate document in accordance with Federal Rule of Civil Procedure 58.

It is so ORDERED.

  
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KEVIN H. SHARP  
UNITED STATES DISTRICT JUDGE