

After due consideration, the court is of the opinion that an evidentiary hearing is neither authorized by statute nor necessary. Additionally, the claims for which petitioner seeks the hearing relating to his guilty plea and placement on deferred adjudication are barred by the applicable one-year limitations period. See 28 U.S.C. §§ 2254(e)(2), 2244. Accordingly, it is

ORDERED that petitioner's motion for reconsideration of an evidentiary hearing is **DENIED**.

SIGNED this the 2 day of **March, 2010**.

A handwritten signature in black ink, appearing to read "Thad Heartfield", written over a horizontal line.

Thad Heartfield
United States District Judge