

CLERK'S OFFICE U.S. DIST. COURT
AT ROANOKE, VA
FILED

JAN 21 2010

IN THE UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF VIRGINIA
ROANOKE DIVISION

JOHN F. CORGORAN, CLERK
BY: *[Signature]*
DEPUTY CLERK

TIMOTHY M. WILSON,
Petitioner,

v.

GENE M. JOHNSON, DIRECTOR,
Respondent.

)
)
) Case No. 7:09CV00527
)
) FINAL ORDER
)
) By: Glen E. Conrad
) United States District Judge
)

In accordance with the accompanying memorandum opinion, it is hereby

ORDERED

that the petition for a writ of habeas corpus, pursuant to 28 U.S.C. § 2254, is **DISMISSED** as untimely filed; petitioner's pending motions (Dkt. Nos. 3, 4, 5, and 6) are **DENIED**, and this action is stricken from the active docket of the court. Based upon the court's finding that the defendant has not made the requisite showing of denial of a substantial right, a certificate of appealability is **DENIED**.

ENTER: This 21st day of January, 2010.

[Signature]

United States District Judge