

FILED
for Roanoke
SEP 14 2011

JULIA G. DUDLEY, CLERK
BY: *M. Steff*
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IN THE UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF VIRGINIA
ROANOKE DIVISION

ALLEN NEIL PANFILE, SR.,)	Civil Action No. 7:11-cv-00212
Petitioner,)	
)	
v.)	<u>ORDER</u>
)	
GENE M. JOHNSON,)	By: Hon. Jackson L. Kiser
Respondent.)	Senior United States District Judge

In accordance with the written Memorandum Opinion entered this day, it is hereby

ORDERED

that petitioner's petition for a writ of habeas corpus is **DISMISSED** as untimely, pursuant to Rule 4 of the Rules Governing § 2254 Cases; a Certificate of Appealability is **DENIED**; and the action is **STRICKEN** from the active docket of the court.

The Clerk is directed to send a copy of this Order and the accompanying Memorandum Opinion to petitioner.

ENTER: This 14th day of September, 2011.

Jackson L. Kiser
Senior United States District Judge