

**UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF OHIO
EASTERN DIVISION**

TYRONE NOLING,)	CASE NO. 5:04 CV 1232
)	
Petitioner,)	
)	
vs.)	JUDGE DONALD C. NUGENT
)	
)	
MARGARET BRADSHAW, WARDEN,)	JUDGMENT ENTRY
)	
Respondent.)	

The Court certifies that, pursuant to the reasoning as set forth in the Court’s Memorandum of Opinion and Order, there is no basis on which to issue a certificate of appealability under 28 U.S.C. § 2253(c); Fed. R. App. P. 22(b). Further, the Court certifies, pursuant to 28 U.S.C. § 1915(a)(3), that an appeal from this decision could not be taken in good faith.

IT IS SO ORDERED.

s/ Donald C. Nugent
DONALD C. NUGENT
United States District Judge

DATED: January 31, 2008