

IN THE UNITED STATES DISTRICT COURT  
FOR THE NORTHERN DISTRICT OF MISSISSIPPI  
OXFORD DIVISION

PATRICIA ANN BROWN

MOVANT

V.

NO. 3:18CV148-M-P

COMMISSIONER OF THE MISSISSIPPI  
DEPARTMENT OF CORRECTIONS;  
ATTORNEY GENERAL OF THE STATE  
OF MISSISSIPPI; SHELIA PARKS, WARDEN  
OF CENTRAL MISSISSIPPI CORRECTIONAL  
FACILITY; and X, Y, and Z

RESPONDENTS

CERTIFICATE OF APPEALABILITY

A notice of appeal having been filed in the above captioned case from either the final order in a habeas corpus proceeding in which the detention complained of arises out of process issued by a state court under 28 U.S.C. § 2254, or the final order in a proceeding under 28 U.S.C. § 2255, the court, considering the record in the case and the requirements of Fed. R. App. P. 22(b) and 28 U.S.C. § 2253(c), hereby finds that:

**PART A**

[ ] The applicant has made a substantial showing of the denial of a constitutional right.

SPECIFIC ISSUE(S):

[X] A certificate of appealability should not issue.

REASONS FOR DENIAL: For the reasons stated in its memorandum opinion [Doc. #19] and final judgement [Doc. #18], the court finds that the Movant has failed to "demonstrate that the issues are debatable among jurists of reason; that a court could resolve issues in a different manner; or that the questions are adequate to deserve encouragement to proceed further." *Barefoot v. Estelle*, 463 U.S. 880, 893 n.4, 103 S. Ct. 3383, 3394 n.4, 77 L.Ed.2d 1090 (1993) (superseded by statute) (citations and quotations omitted); 28 U.S.C. § 2253(c) (1) and (2). Specifically, the court finds, for the reasons set forth in its memorandum opinion and final judgment, that the Movant's claims are without merit and the instant Motion to Vacate, Set Aside, or Correct Sentence should be denied.

SO ORDERED this the 4<sup>th</sup> day of September, 2019.

s/ MICHAEL P. MILLS  
UNITED STATES DISTRICT JUDGE  
NORTHERN DISTRICT OF MISSISSIPPI

APPENDIX B