

IN THE UNITED STATES DISTRICT COURT  
FOR THE NORTHERN DISTRICT OF ALABAMA  
SOUTHERN DIVISION

RONALD PATRICK SWINEY,	)	
	)	
Petitioner,	)	
	)	
v.	)	CV 06-B-1133-S
	)	
KENNETH JONES, Warden;	)	
THE ATTORNEY GENERAL OF	)	
THE STATE OF ALABAMA,	)	
	)	
Respondents.	)	

ORDER REGARDING APPEAL IN HABEAS CASE

PART I.

Petitioner appeals the denial of his petition for writ of habeas corpus filed pursuant to 28 U.S.C. § 2254. Petitioner has paid the entire appellate filing fee of \$455.00. Consequently, the provisions of 28 U.S.C. § 1915(a)(3) do not apply and no determination as to whether his appeal is taken in good faith is required.

(B) The reasons for this Court's decision are:

[ ] Previously stated in this Court's Order dated \_\_\_\_\_.

[X] Other: The instant petition for writ of habeas corpus is clearly a second or successive petition. The petition was dismissed for lack of jurisdiction as petitioner failed to obtain approval to file a successive petition from the Court of Appeals for the Eleventh Circuit as required by 28 U.S.C. § 2244. This appeal is therefore frivolous.

