

**United States Court of Appeals
FOR THE EIGHTH CIRCUIT**

No. 07-3796

Patrick Robertson,

Appellant,

v.

Larry Norris, Director, Arkansas
Department of Correction,

Appellee.

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Appeal from the United States
District Court for the
Eastern District of Arkansas.

[UNPUBLISHED]

Submitted: June 4, 2009

Filed: June 8, 2009

Before RILEY, SMITH, and BENTON, Circuit Judges.

PER CURIAM.

Arkansas inmate Patrick Robertson appeals after the district court¹ dismissed as time-barred his 28 U.S.C. § 2254 petition challenging his parole classification. Upon de novo review, *see Painter v. Iowa*, 247 F.3d 1255, 1256 (8th Cir. 2001), and

¹The Honorable J. Leon Holmes, Chief Judge, United States District Court for the Eastern District of Arkansas, adopting the report and recommendations of the Honorable Beth Deere, United States Magistrate Judge for the Eastern District of Arkansas.

careful consideration of the arguments on appeal, we agree with the district court's conclusion that the petition was untimely under 28 U.S.C. § 2244(d)(1).

Accordingly, we affirm. *See* 8th Cir. R. 47B.
