

IN THE UNITED STATES COURT OF APPEALS  
FOR THE FIFTH CIRCUIT

---

No. 99-41455  
Summary Calendar

---

DANIEL JOHN SHEEHAN,

Petitioner-Appellant,

versus

GARY L. JOHNSON, DIRECTOR,  
TEXAS DEPARTMENT OF CRIMINAL JUSTICE,  
INSTITUTIONAL DIVISION,

Respondent-Appellee.

---

Appeal from the United States District Court  
for the Eastern District of Texas  
USDC No. 6:99-CV-278

---

April 26, 2001

Before JOLLY, SMITH and DeMOSS, Circuit Judges.

PER CURIAM:\*

Daniel John Sheehan, appeals the district court's denial of his 28 U.S.C. § 2254 application for a writ of habeas corpus. Sheehan argues that his due process rights under Morrissey v. Brewer, 408 U.S. 471 (1972), were violated because his preliminary and final mandatory supervision revocation hearings were not held within a reasonable time, specifically, within the time limits set by Texas law. Sheehan has not shown that the state habeas court's denial of his due process claim was "contrary to, or involved an

---

\*Pursuant to 5TH CIR. R. 47.5, the court has determined that this opinion should not be published and is not precedent except under the limited circumstances set forth in 5TH CIR. R. 47.5.4.

unreasonable application of, clearly established Federal law." 28 U.S.C. § 2254(d)(1).

This court lacks jurisdiction to consider Sheehan's remaining claims, because Sheehan did not obtain a Certificate of Appealability to appeal those issues. See Trevino v. Johnson, 168 F.3d 173, 177 (5th Cir.), cert. denied, 527 U.S. 1056 (1999).

Johnson's motion to correct the record on appeal is GRANTED. Sheehan's motions to supplement the record, to add third party defendants, to take judicial notice, and to impose sanctions are DENIED. Sheehan's motion to recuse Judges Higginbotham, Jones, Dennis, Smith, Jolly, Parker, Benavides, and Emilio M. Garza also is DENIED. The district court's judgment dismissing Sheehan's federal application for a writ of habeas corpus is AFFIRMED.

MOTION TO CORRECT RECORD GRANTED; MOTIONS TO RECUSE JUDGES, TO SUPPLEMENT THE RECORD, TO ADD A THIRD PARTY DEFENDANT, TO TAKE JUDICIAL NOTICE, AND TO IMPOSE SANCTIONS DENIED; AFFIRMED.