

Jim Gikas

FILED
IN CLERK'S OFFICE
U. S. DISTRICT COURT E.D. N.Y.
★ **SEP 31 1998** ★
P.M. _____
TIME A.M. _____

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF NEW YORK

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ALEX SIERRA,

Petitioner,

-against-

JUDGMENT
96-CV-4741 (EHN)

CHARLES BRUNELLE, Superintendent,
Wyoming Correctional Facility,

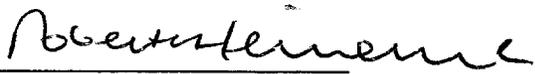
Respondent.

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A memorandum and order of the Honorable Eugene H. Nickerson, United States District Judge, having been filed on August 31, 1998, granting respondent's motion to dismiss the petition for a writ of habeas corpus; and, declining to issue a certificate of appealability, as petitioner has not presented a substantial showing of the denial of a constitutional right; it is

ORDERED and ADJUDGED that the petitioner take nothing of the respondent; that respondent's motion to dismiss the petition for a writ of habeas corpus is granted; and, that the Court declines to issue a certificate of appealability, as petitioner has not presented a substantial showing of the denial of a constitutional right.

Dated: Brooklyn, New York
September 1, 1998


ROBERT C. HEINEMANN
Clerk of Court

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