

96CV3470-EHN-MO

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF NEW YORK

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MICHAEL GRANT,

96 CV 3470

Petitioner,

MEMORANDUM

AND

- against -

ORDER

JOSEPH COSTELLO, SUPERINTENDENT,
MIDSTATE CORRECTIONAL FACILITY,

Respondent.

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MICHAEL GRANT
No. 94-A-5715
Midstate Correctional Facility
P.O. Box 2500
Marcy, New York 13403-2500
petitioner pro se.

DENNIS VACCO
Attorney General of the State of New York
120 Broadway
New York, New York 10271
for respondent.

NICKERSON, District Judge:

Petitioner's motion for a writ of habeas corpus
was denied by this Court on January 21, 1998. On April
7, 1998, this Court denied petitioner a certificate of

appealability. On April 20, 1998, petitioner moved for an order granting him permission to appeal in forma pauperis, and for the assignment of counsel. Those motions are denied.

So ordered.

Dated: Brooklyn, New York
August 10, 1996

Eugene H. Nickerson
Eugene H. Nickerson, U.S.D.J.