

**Criminal Appellate Division**

Friday, September 17, 2004

**Prosecutor Cases Closed Between: 7/1/2004 - 8/30/2004**

Run Name: PROSCLOSE

Petitioner	Court	Close Date
<b>BARAGA</b>		
chad christopher ruimveld Per Judgment of 06/02/2004, Opinion and Order Conditionally Granting Petition For Writ of HC	United States District Court, Eastern	07/13/2004
.....		
Baraga Total: 1		
<b>BAY</b>		
joseph raymond ziegler USDC 7/19/04 Judgment Denying PWHC w/ prejudic	United States District Court, Eastern	07/22/2004
.....		
Bay Total: 1		
<b>BERRIEN</b>		
EMANUEL SHAWN COATES CA 6 6/29/04 Order Denying PWHC	U.S. Court of Appeals	07/09/2004
.....		
russell jermain casnave USDC 8/13/04 Opinon/Order Adopting R&R - Denying PWHC	United States District Court, Western	08/17/2004
.....		
Berrien Total: 2		
<b>CALHOUN</b>		
MICHAEL HICKS Recd from ca6 Judgment reversing the USDC decision and remanded with instruction to dismiss pwhc	U.S. Court of Appeals	08/09/2004
.....		
Calhoun Total: 1		
<b>EATON</b>		
james lee hetzer, jr. Opinion and Order granting Repondent's motion for Summary Judgment and dismissing petition for a writ of habeas corpus w/out prejudice dated 7/29/04	United States District Court, Eastern	08/05/2004
.....		
Eaton Total: 1		
<b>GENESEE</b>		
JABBAR PRIEST BULLS Rec'd from CA6 order dismissing case because of fees not being paid dated 7/30/04	U.S. Court of Appeals	08/04/2004
.....		
christopher dorch Order from ca6 affirming the USDC denial of pwhc affirming the lower courts conviction and sentence	U.S. Court of Appeals	07/01/2004
.....		
dexter cooper Opinion and Order/Judgment denying pwhc of the Genessee Cty conv and sentence in 98-2306-FC dated 7/8/04	United States District Court, Eastern	07/12/2004
.....		
james stanley holly Rec'd from USDC opinion & order and judgment dismissing PWHC dated 7/19/04	United States District Court, Eastern	07/21/2004
.....		
dewey lorick Opinion and Order/Judgment dismissing the pwhc w/out prejudice and affirming the Genessee Cty 75-26511-FC murder convictions and sentence dated 7/14/04	United States District Court, Eastern	07/15/2004
.....		
randall valkoun Rec'd from USDC judgment of dismissal denying PWHC and dismissing case dated 7/29/04	United States District Court, Eastern	08/03/2004
.....		

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Run Name: PROSCLOSE

Petitioner	Court	Close Date
joseph calvin owens Order and Judgment Approving Report and Recommendation that pwhc be dismissed and further ordered that a cert of appeal is denied dated 7/23/04	United States District Court, Western	07/27/2004

Genesee Total: 7

**GRAND TRAVERSE**

arthur chiappini 06/30/04 opin/ord/judg granting resp's amended mot for summary judg and dismissal of pwhc and dismissing pwhc w/prejudice and declining to issue cert/appl	United States District Court, Eastern	07/19/2004
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Grand Traverse Total: 1

**GRATIOT**

jose jesus rodriguez Rec'd from USDC order approving Magstr R & R dated 8/23/04	United States District Court, Eastern	08/25/2004
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Gratiot Total: 1

**INGHAM**

scott alan faLkiewicz Rec'd from CA6 order affirming USDC judgment dated 8/19/04	U.S. Court of Appeals	08/24/2004
in re: jerry mitchell 08/05/04 ca6 order denying 2nd or successive petition request	U.S. Court of Appeals	08/11/2004
christy sue neff Opinion from ca6 affirming the USDC 01cv74981 denial of pwhc dated 8/18/04	U.S. Court of Appeals	08/20/2004
harold dwayne bean Rec'd from USDC order approving Magstr R & R dated 8/23/04	United States District Court, Western	08/25/2004
shawn deltrice bolden 08/12/04 final order denying pet's objs to mrr; adopting mrr; dismissing pwhc w/prejudice and denying cert/appl	United States District Court, Western	08/13/2004
tommy larthridge USDC Final Order dated 8/2/04 Adopting R&R Dismissing PWHC w/ prejudice and Denying Cert of Appeal	United States District Court, Western	08/03/2004
roderick matthews USDC approved mag. R & R and denied PWHC dated 7/16/04	United States District Court, Western	07/20/2004
john thompson-bey	United States District Court, Western	07/19/2004

Ingham Total: 8

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**Prosecutor Cases Closed Between: 7/1/2004 - 8/30/2004**

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Petitioner	Court	Close Date
<b>JACKSON</b>		
jernardo damon edwards / JCPO 07/12/04 ca6 order denying cert/appl	U.S. Court of Appeals	07/19/2004
robert l reynolds jr / JCPO 08/12/04 ca6 order denying cert/appl	U.S. Court of Appeals	08/18/2004
Jackson Total: 2		
<b>KALAMAZOO</b>		
lloyd c. powell Order dated 08/05/04 Accepting Mag Judge's Report & Recom Denying Petition for Writ of HC w/attached Judgment as to same	United States District Court, Eastern	08/09/2004
weston edward link 6/8/04 USDC Order Adopting R & R	United States District Court, Western	08/16/2004
Kalamazoo Total: 2		
<b>KENT</b>		
in re: VICTOR HUGO ESCOBAR 08/17/04 ca6 order denying Pet's 2nd or succ request	U.S. Court of Appeals	08/26/2004
jimal lacey Order from ca6 denying the application for cert of appeal of USDC 02-cv71220 that dismissed pwhc dated 7/15/04	U.S. Court of Appeals	07/19/2004
patrick marvin simmons 08/19/04 ca6 order denying cert/appl	U.S. Court of Appeals	08/26/2004
frank jerome powell Judgment Approving Magistrate Judges Report and Recommendation denying pwhc dated 7/13/04	United States District Court, Western	07/15/2004
richard dwayne stubbs Order and Judgment Approving Report and Recommendation filed 6/15/04 denying pwhc	United States District Court, Western	07/26/2004
Kent Total: 5		
<b>LENAWEE</b>		
william burns Rec'd from USDC opinion and order denying PWHC and is dismissed w/prejudice dated 7/26/04	United States District Court, Eastern	07/29/2004
Lenawee Total: 1		

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Friday, September 17, 2004

**Prosecutor Cases Closed Between: 7/1/2004 - 8/30/2004**

Run Name: PROSCLOSE

Petitioner	Court	Close Date
<b>MACOMB</b>		
CHRIS ANTHONY LUKITY Order denying cert of appealability, the appt of counsel, and paup status and appeals a district court order dismissing his USDC 03-71180 pwhc 7/28/04	U.S. Court of Appeals	07/30/2004
kurt hamilton USDC 7/9/04 Judgment Denying PWHC with prejudice	United States District Court, Eastern	07/14/2004
david andrew maples Opinion and Order denying pwhc dated 6/9/04	United States District Court, Eastern	11/21/2001   07/07/2004
Memorandum Opinion and Order denying application for whc and Order denying cert of appealability dated 10/12/2001		
Originally closed in the Habeas Corpus Division. Merged with Criminal Appellate on 11/02/2003.		
Macomb Total: 3		
<b>MARQUETTE</b>		
stephen g. rusiecki USDC 07/14/04 Opin/Order Approving R&R - Dismissing PWHC and Denying Cert of Appeal	United States District Court, Western	07/19/2004
Marquette Total: 1		
<b>MIDLAND</b>		
dennis keith carter 07/19/04 opin/ord/judg denying pwhc and dismissing w/prejudice	United States District Court, Eastern	08/03/2004
Midland Total: 1		
<b>MISSAUKEE</b>		
kelvin david moffit 07/01/04 opin/ord/judg denying pwhc w/prejudice	United States District Court, Eastern	07/06/2004
Missaukee Total: 1		
<b>MUSKEGON</b>		
in re: howard jack bey jr 08/19/04 ca6 order denying 2nd or succ request	U.S. Court of Appeals	08/26/2004
Muskegon Total: 1		

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**Prosecutor Cases Closed Between: 7/1/2004 - 8/30/2004**

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Petitioner	Court	Close Date
<b>OAKLAND</b>		
scott henry Order from ca6 affirming the USDC 01-70752 denial of pwhc dated 7/29/2004	U.S. Court of Appeals	08/05/2004
clarence e. smith, jr. Rec'd from CA6 order dismissing appeal for lack of jurisdiction dated 8/17/04	U.S. Court of Appeals	08/24/2004
clarence e. smith, jr. Rec'd from CA6 order dismissing appeal dated 8/16/04	U.S. Court of Appeals	08/23/2004
charles e. williams Order from ca6 denying app for cert of appeal to each of the five issues raised and motion for forma pauperis is denied as moot of USDC 02-cv75113 dated 8/17/04	U.S. Court of Appeals	08/19/2004
in re: RONNIE WILLIAMS 08/23/04 ca6 order denying 2nd or succ request	U.S. Court of Appeals	08/27/2004
john m. atkins, jr. 08/12/04 opin/ord/judg granting resp's mot for summary judgment, dismissing pwhc w/prejudice and denying cert/appl	United States District Court, Eastern	08/18/2004
bernard carter Opinion & Order Deny Pet for Writ of HC dated 07/28/2004, the case is dismissed w/prejudice	United States District Court, Eastern	07/30/2004
dominique cary Order Granting Respondent's Motion to Dismiss Case on the ground that Petitioner is now deceased, dated 7/22/04	United States District Court, Eastern	07/27/2004
joseph t. huey 08/18/04 opin/order of summary dismissal w/prejudice	United States District Court, Eastern	08/26/2004
Harry Javens Opinion & Order dated 08/19/2004 deny pet mot for expedited consideration of & for summary judgment of writ of HC and denying pet for writ of HC w/attached judgment dismissing cause of action	United States District Court, Eastern	08/25/2004
brian f. medawar USDC 8/25/04 Judgment Denying PWHCUSDC	United States District Court, Eastern	08/26/2004
john moore 08/16/04 order granting resp's mot to transfer pwhc to ca6 and dismissing pet's mot to suppress; dismiss; for evidentiary hearing and for rehearing and reconsideration	United States District Court, Eastern	08/18/2004
gary morris USDC 7/20/04 Judgment Denying PWHC, and stating no Cert of Appeal to be issued in this case	United States District Court, Eastern	07/22/2004
brian david rashid Recd from USDC Opinion/Order/Judgment denying pwhc w/ prejudice of his Oakland Cty conviction and sentence dated 7/16/04	United States District Court, Eastern	07/19/2004
gary d. wolfe Rec'd from USDC opinion, order and judgment denying PWHC dated 8/11/04	United States District Court, Eastern	08/13/2004
<b>Oakland Total: 15</b>		

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**Prosecutor Cases Closed Between: 7/1/2004 - 8/30/2004**

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Petitioner	Court	Close Date
<b>OTTAWA</b>		
gary allyn smith USDC 8/2/04 Order Denying PWHC as stated in R & R -	United States District Court, Western	08/03/2004
Ottawa Total: 1		
<b>ROSCOMMON</b>		
gary lynn wreggleworth Order from ca6 denying the application for cert of appeal and all pending motions are denied as well of USDC 03-cv-60063 that dismissed pwhc dated 7/15/04	U.S. Court of Appeals	07/19/2004
Roscommon Total: 1		
<b>SAGINAW</b>		
larry desmyther 08/25/04 ca6 opinion affirming usdc's denial of pwhc	U.S. Court of Appeals	08/30/2004
Gregory R. Bulger Rec'd from USDC Opinion & Order and Judgment granting leave to appeal and PWHC dated 7/19/04	United States District Court, Eastern	07/21/2004
karl peterson USDC 7/1/04 Judgment Denying PWHC with prejudice	United States District Court, Eastern	07/06/2004
larry javon adams 07/14/04 opin/ord/judg approving mrr and dismissing pwhc and denying cert/appl	United States District Court, Western	07/19/2004
Saginaw Total: 4		
<b>ST. CLAIR</b>		
david lee fidler Order from ca6 denying certificate of appealability, appeal of USDC 02-60247 denial of pwhc dated 8/13/04	U.S. Court of Appeals	08/19/2004
jason scott roOf Rec'd from CA6 order denying cert of appealability dated 7/2/04	U.S. Court of Appeals	07/08/2004
jeff worden Order dated 08/10/2004 - Affirming district court's judgment	U.S. Court of Appeals	08/17/2004
charles lee winward iii Order dated 08/17/2004 Adopting Mag Judge's Report & Recom w/Judgment attached dismissing Plaintiff's Petition	United States District Court, Eastern	08/23/2004
St. Clair Total: 4		

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Petitioner	Court	Close Date
<b>TUSCOLA</b>		
christopher alan perez 08/10/2004 ca6 order dismissing appeal for lack of jurisdiction	U.S. Court of Appeals	08/13/2004
Tuscola Total: 1		
<b>WASHTENAW</b>		
in re: michael charles ward 08/20/04 ca6 order denying 2nd or succ petition request	U.S. Court of Appeals	08/26/2004
Washtenaw Total: 1		
<b>WAYNE</b>		
tommy darnell blythewood Rec'd from CA6 order denying COA and denying motion to proceed in forma pauperis dated 7/20/04 - USDC #99-76220	U.S. Court of Appeals	07/22/2004
charles william burgess 07/29/04 ca6 order denying cert/appl	U.S. Court of Appeals	08/04/2004
timothy h. clark Order from ca6 denying the certificate of appealability for the appeal of USDC File No.02-cv-40134 dated 7/15/04	U.S. Court of Appeals	07/19/2004
PAUL ALLEN DYE Rec'd from CA6 report (decision) stating they VACATE their previous decision and affirm USDC decision dated 8/24/04 Order - Reverse the decision of the district court and issue the writ dated 08/29/2002. Filed on 09/10/2002 Petition for Panel Rehearing and Suggestion for Rehearing En Banc.	U.S. Court of Appeals	08/24/2004
dennis erdman Rec'd from CA6 order dismissing appeal dated 8/19/04	U.S. Court of Appeals	08/23/2004
in re: DENNIS GUY ERDMAN 08/18/04 ca6 order dismissing appeal b/c pet is "prohibited from filing any document in this court or the district court challenging his convictions..."	U.S. Court of Appeals	08/26/2004
cameron lee fitts 12/17/03 ca6 order denying cert/appl	U.S. Court of Appeals	07/20/2004
in re: anthony flint 08/19/04 ca6 order denying 2nd or successive petition request	U.S. Court of Appeals	08/26/2004
jeffrey alan gears / WCPO 07/13/04 ca6 opinion affirming judgment of usdc	U.S. Court of Appeals	07/19/2004
francis nobert godek 06/21/04 ca6 order denying cert/appl	U.S. Court of Appeals	07/01/2004
darrin t. hatchett Recd Order from ca6 dismissing this case as duplicative of 03-1421 which was remanded vacating judgment in USDC 00-74340	U.S. Court of Appeals	08/25/2004
teresa lavonne hedges PerCuriam Opinion affirming the judgment of the district court's opinion  Order that cause is dismissed for want of prosecution dated 06/21/2002	U.S. Court of Appeals	06/25/2002   07/07/2004
antonio v. jones / WCPO 08/05/04 ca6 opin affirming judgment of usdc	U.S. Court of Appeals	08/11/2004

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**Prosecutor Cases Closed Between: 7/1/2004 - 8/30/2004**

Run Name: PROSCLOSE

Petitioner	Court	Close Date
in re: bruce e. jones 08/19/2004 ca6 order denying 2nd or successive petition request	U.S. Court of Appeals	08/26/2004
robert henry ketchings CA 6 7/15/04 Order Denying Cert of Appeal	U.S. Court of Appeals	07/22/2004
robert lee, jr. Order from ca6 denying cert of appeal of the USDC 02-cv-74170 dismissal of pwhc dated 8/6/04	U.S. Court of Appeals	08/09/2004
in re: robert harold lewis 08/19/04 ca6 order denying 2nd or successive petition request	U.S. Court of Appeals	08/26/2004
phillip madison 08/11/04 ca6 order denying cert/appl	U.S. Court of Appeals	08/18/2004
VINCENT NEWMAN Rec'd from CA6 order denying COA and motion for pauper status as moot dated 8/23/04	U.S. Court of Appeals	08/25/2004
hollis parks Rec'd from CA6 order denying COA dated 7/20/04 - USDC #02-72288	U.S. Court of Appeals	07/22/2004
james n. parsons/ WCPO 08/02/04 ca6 order denying cert/appl	U.S. Court of Appeals	08/11/2004
clyde e. potts Rec'd from CA6 order denying COA dated 7/28/04	U.S. Court of Appeals	08/03/2004
in re: james edward robinson 08/20/04 ca6 order denying 2nd or succ petition request	U.S. Court of Appeals	08/26/2004
CLARENCE SCOTT / WCPO 06/09/04 ca6 opinion affirming usdc's granting of pwhc	U.S. Court of Appeals	07/01/2004
in re: william henry stephens 07/06/04 2nd or successive petition denied	U.S. Court of Appeals	08/03/2004
carl stringer 07/12/04 ca6 order denying cert/appl	U.S. Court of Appeals	07/20/2004
kylleen hargrave thomas / wcpo 07/06/04 ca6 opin/judg reversing judgment of usdc and remanding to usdc for entry of an order dismissing pwhc	U.S. Court of Appeals	07/20/2004
maurice williams Order from ca6 denying certificate of appealability, appeal of USDC 02-70283 denial of pwhc dated 8/9/04	U.S. Court of Appeals	08/19/2004
tyrone k. woods 08/19/2004 ca6 order dismissing appeal for lack of jurisdiction  08/01/03 ca6 order denying cert/appl  Originally closed in the Habeas Corpus Division. Merged with Criminal Appellate on 11/02/2003.	U.S. Court of Appeals	08/06/2003   08/26/2004
EVERETT BELL, JR Opinion and Order dismissing pwhc w/prejudice the petnr failed to file w/in 1yr dated 7/8/04	United States District Court, Eastern	07/09/2004
melvin bell	United States District Court, Eastern	07/09/2004
roy blackmon Opinion & Order dated 03/19/2004 - Conditionally Granting Pet for Writ of HC w/attached Judgment	United States District Court, Eastern	07/28/2004
I. c. brown Rec'd from USDC opinion & order and judgment denying PWHC and dismissing w/prejudice dated 7/19/04	United States District Court, Eastern	07/21/2004

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**Prosecutor Cases Closed Between: 7/1/2004 - 8/30/2004**

Run Name: PROSCLOSE

Petitioner	Court	Close Date
lonnie r. cash Rec'd from USDC order and judgment denying PWHC with prejudice dated 8/11/04	United States District Court, Eastern	08/16/2004
eddie l. dillard / wcpo 06/02/04 ord/judg accpeting mrr and dismissing pwhc w/prejudice	United States District Court, Eastern	07/01/2004
CELSE ECHEVARRIA 07/30/04 opin/ord/judg granting reps's mot for summary judgment and dismissal of pwhc w/prejudice	United States District Court, Eastern	08/04/2004
donald hunter ellis / wcpo 07/19/04 opin/ord/judg denying pwhc w/prejudice	United States District Court, Eastern	08/03/2004
cameron lee fitts 07/09/04 ord transferring case to ca6 for 2nd or succ petition	United States District Court, Eastern	07/20/2004
edgard lee glover, jr. 06/29/2004 judgment granting resp's mot for summary judgment dand dismissal of pwhc as being time barred	United States District Court, Eastern	07/01/2004
anthony hannon / WCPO 06/01/04 opin/ord/judg denying pwhc and declining to grant cert/appl	United States District Court, Eastern	07/19/2004
larry demarco hudgetts USDC 7/19/04 Judgment Dismissing PWHC with prejudice	United States District Court, Eastern	07/22/2004
larry lee mCallister 08/13/04 opin/ord/judg denying pwhc and dismissing w/prejudice	United States District Court, Eastern	08/18/2004
donald merritt Rec'd from USDC opinion & order and judgment dismissing PWHC and denying COA dated 7/20/04	United States District Court, Eastern	07/21/2004
winston moore Recd from USDC Opinion and Order Denying I-PHWC; 2-cert of appeal; 3- leave to appeal in forma pauperis of the Wayne County CirCt conviction in #99-001952, dated 8/5/04	United States District Court, Eastern	08/09/2004
john h. nunnally 9/5/01 - writ denied 10/31/02 - case reopened as result of ca6 remanding case to district court. 07/19/04 - Order Accept Magistrate Judge's Report & Recommendation & Denying Writ	United States District Court, Eastern	09/05/2001   07/21/2004
andrew oliver USDC Opin and Order and Judgment denying pwhc of the Wayne Cty lc# 00-13331-01 conviction and Sentence dated 7/18/04	United States District Court, Eastern	08/02/2004
george person Judgment/Opinion/Order dismissing pwhc w/prejudice Wayne Cty lc# 00-4624-01 conviction and sentence dated 08/20/2004	United States District Court, Eastern	08/24/2004
gEORge v. petersen 07/21/04 opin/ord/judg granting resp's amended mot for summary judgment and dismissing pwhc w/prejudice	United States District Court, Eastern	08/04/2004
carlos don ponce USDC 6/30/04 Judgment of Dismissal	United States District Court, Eastern	07/29/2004
dawain pope / WCPO 06/30/04 opin/ord/judg denying pwhc w/prejudice and denying cert/appl and lv to proceed on appeal ifp	United States District Court, Eastern	07/19/2004
wesley d. sanders Opin & Order Deny Pet for Writ of HC dated 07/19/04, along with Judgment dismissing w/prejudice	United States District Court, Eastern	07/27/2004
JAMES TOMZEK 06/30/04 order transferring case to ca6 to 2nd or successive request	United States District Court, Eastern	07/01/2004
ANTHONY TUCKER Opin & Order dated 04/27/2004 Adopting Rept & Recommendation Overruling Objections & Conditionally Grant Pet for Writ of HC	United States District Court, Eastern	07/13/2004

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Petitioner	Court	Close Date
rodney wade 05/27/2004 Opin/ord/judg dismissing pwhc w/prejudice	United States District Court, Eastern	07/20/2004
michael charles ward 06/30/04 opin/ord/judg conditionally granting pwhc unless the state takes immediate actionto afford pet a new appeal of right w/counsel; Pei may apply for a writ ordering resp to release him from custody	United States District Court, Eastern	07/16/2004
michael charles ward 06/30/04 opin/ord/judg conditionally granting pwhc unless the state takes immediate actionto afford pet a new appeal of right w/counsel; Pei may apply for a writ ordering resp to release him from custody	United States District Court, Eastern	05/13/2004   07/16/2004
robert leon wiggins Recd from USDC Order accepting the Magistrates R&R and further denying cert of appealability should petnr file a timely appeal. dated 8/24/04	United States District Court, Eastern	08/25/2004
steven d. williams / wcpo 07/26/04 opin/ord/judg adopting in part magistrate judge mrr and overruling pet's obj's and denying pwhc and dismissing w/prejudice	United States District Court, Eastern	08/04/2004
jeffrey renard wilson 07/22/04 memo/ord/judg granting resp's mot for summary judgment and dismissing and denying pwhc as untimely	United States District Court, Eastern	08/04/2004
dwayne d. hudson Judgment form USDC approving the Magistrates R&R denying the pwhc of the Wayne County conviction of the lc #99-011328, dated 7/27/04	United States District Court, Western	08/02/2004
lewis henry mcclaine-bey Rec'd from USDC opinion, order and judgment dismissing application for HC with prejudice and COA is denied dated 8/19/04	United States District Court, Western	08/23/2004

Wayne Total: 61

Total Cases: 128