

UNITED STATES DISTRICT COURT
DISTRICT OF NEW JERSEY

_____	:	
JAVIER TAVARES,	:	
	:	Civil Action No. 09-6042 (RBK)
Petitioner,	:	
	:	
v.	:	O R D E R
	:	(CLOSED)
UNITED STATES OF AMERICA,	:	
	:	
Respondent.	:	
_____	:	

For the reasons set forth in this Court's Opinion filed herewith;

IT IS ON THIS 22nd day of April, 2010;

ORDERED that the Petition for a Writ of Habeas Corpus, filed pursuant to 28 U.S.C. § 2241, is dismissed without prejudice to the filing of a petition under 28 U.S.C. § 2254 after exhaustion of available state court remedies; and it is further

ORDERED that the Clerk shall serve copies of this Order and the accompanying Opinion by regular mail upon Petitioner, and shall close the file.

s/Robert B. Kugler
ROBERT B. KUGLER
United States District Judge