CATERBONE v. TRUMP et al Doc. 7

IN THE UNITED STATES DISTRICT COURT FOR THE EASTERN DISTRICT OF PENNSYLVANIA

STANLEY J. CATERBONE, PRO SE, and ADVANCED MEDIA GROUP.

:

Petitioner, : CIVIL ACTION NO. 17-4000

:

v. :

:

UNITED STATES PRESIDENT DONALD

TRUMP, et al.,

:

Respondents.

ORDER

AND NOW, this 4th day of October, 2017, after considering the purported petition for a writ of habeas corpus and an application to proceed *in forma pauperis* filed by the *pro se* petitioner, Stanley J. Caterbone, on August 28, 2017 (Doc. Nos. 1, 1-1); and after considering the various exhibits and documents the petitioner submitted in support of the petition (Doc. Nos. 2, 3, 4); and after considering the request for a hearing (Doc. No. 5); and for the reasons set forth in the separately-filed memorandum opinion, it is hereby **ORDERED** as follows:

- 1. The application to proceed *in forma pauperis* (Doc. No. 1-1) is **GRANTED** and the petitioner has leave to proceed *in forma pauperis*;
- 2. The petition for a writ of habeas corpus (Doc. No. 1) is **DISMISSED**WITHOUT PREJUDICE without a hearing;
 - 3. The petitioner's request for a hearing (Doc. No. 5) is **DENIED**;
- 4. There is no cause to issue a certificate of appealability insofar as the petitioner has not made a substantial showing of the denial of a constitutional right; and

BY THE COURT:
/s/ Edward G. Smith

EDWARD G. SMITH, J.

The clerk of court shall **CLOSE** this case.

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