

DLD-106

**NOT PRECEDENTIAL**

UNITED STATES COURT OF APPEALS  
FOR THE THIRD CIRCUIT

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No. 16-4205

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IN RE: DENNIS JAMES MAYER,  
Petitioner

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On a Petition for Writ of Mandamus from the  
United States District Court for the Western District of Pennsylvania  
(Related to W.D. Pa. Civ. No. 1-15-cv-00232)

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Submitted Pursuant to Rule 21, Fed. R. App. P.  
January 19, 2017  
Before: CHAGARES, VANASKIE and KRAUSE, Circuit Judges

(Opinion filed: February 7, 2017)

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**OPINION\***

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PER CURIAM

Pro se petitioner Dennis James Mayer seeks a writ of mandamus to compel the  
United States District Court for the Western District of Pennsylvania to issue a final  
appealable order in his federal habeas case.<sup>1</sup>

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\* This disposition is not an opinion of the full Court and pursuant to I.O.P. 5.7 does not constitute binding precedent.

<sup>1</sup> We previously dismissed Mayer's appeal of the Magistrate Judge's Report and Recommendation for lack of jurisdiction. See C.A. No. 16-3338.

By order entered on December 9, 2016, the District Court granted Respondents' motion to dismiss, denied Mayer's habeas petition, and declined to issue a certificate of appealability. Because Mayer has now received the relief he requested in his mandamus petition – a final, appealable order – we will dismiss his mandamus petition as moot. See Blanciak v. Allegheny Ludlum Corp., 77 F.3d 690, 698-99 (3d Cir. 1996).