

**IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF ALABAMA
MIDDLE DIVISION**

MARVIN RAMON ECHEGOYEN,)	
)	
Petitioner,)	
)	
v.)	4:13-cv-02242-KOB-JEO
)	
SCOTT HASSELL, in his capacity as)	
Chief/Warden, Etowah County)	
Detention Center, et al.,)	
)	
Respondents.)	

MEMORANDUM OPINION

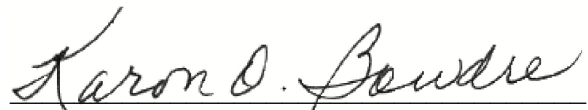
In this action, Petitioner Marvin Ramon Echegoyen, *pro se*, filed a writ of habeas corpus pursuant to 28 U.S.C. § 2241, challenging his detention pending his removal from the United States pursuant to the Immigration and Nationality Act (“INA”), 8 U.S.C. § 1101 *et seq.* (Doc. 1). The magistrate judge entered a report and recommendation pursuant to 28 U.S.C. § 636(b) in which he recommends that the action be dismissed without prejudice because this court is without jurisdiction to consider Petitioner’s claims challenging his removal order; his claims contesting his detention since his removal order became final are premature; and any claims contesting detention prior to the finality of the removal order are moot. (Doc. 6). No party has filed any objections.

The court has carefully reviewed and considered *de novo* all the materials in the court file, including the magistrate judge’s report and recommendation. This court ADOPTS the magistrate judge’s report and ACCEPTS his recommendation. Accordingly, this court finds that this action

is due to be dismissed without prejudice because this court lacks jurisdiction to consider his claims; his post-removal detention claims are premature; and his pre-removal claims are moot.

The court will enter a separate Final Order.

DONE and ORDERED this 1st day of April, 2014.

Handwritten signature of Karon O. Bowdre in cursive script.

KARON OWEN BOWDRE

CHIEF UNITED STATES DISTRICT JUDGE