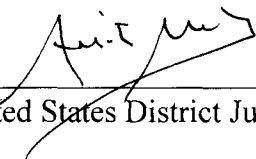




attack, may move the court which imposed the sentence to vacate, set aside or correct the sentence.

28 U.S.C. § 2255(a). Once a § 2255 motion has been adjudicated on the merits as appears to be the case here, *see Johnson v. United States*, No. 3:09-cv-597-B-BF, 2010 WL 3938391 (N.D. Tex. Sept. 20, 2010), *adopted*, 2010 WL 3938392 (N.D. Tex. Oct. 6, 2010), *cert. of appealability denied*, No. 10-11101 (5th Cir. July 5, 2011), *cert. denied*, 132 S. Ct. 791 (2011), a subsequent motion for habeas relief must be presented to the appropriate court of appeals (here the Fifth Circuit) for permission to proceed in the sentencing court. 28 U.S.C. § 2244 (b)(3)(A).

The plaintiff has stated no claim for relief in this court, and therefore the complaint will be dismissed. An Order accompanies this Memorandum Opinion.

  
\_\_\_\_\_  
United States District Judge

DATE: 4/30/15