

**IN THE UNITED STATES DISTRICT COURT FOR THE  
NORTHERN DISTRICT OF FLORIDA  
TALLAHASSEE DIVISION**

MAX P. EUGENE,

Petitioner,

v.

CASE NO. 4:08cv346-RH/WCS

ERIC H. HOLDER, JR., et al.,

Respondents.

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**ORDER GRANTING PETITION**

This case is before the court on the magistrate judge's report and recommendation (document 17). No objections have been filed. Upon consideration,

IT IS ORDERED:

The report and recommendation is ACCEPTED and adopted as the opinion of the court. The petition under 28 U.S.C. § 2241 is GRANTED. The respondents

must immediately release the petitioner on conditions of supervision under 8 U.S.C. § 1231(a)(3). The clerk must close the file.

SO ORDERED on April 2, 2009.

s/Robert L. Hinkle  
Chief United States District Judge