

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

JO CHARLES,  
ALIEN # A077-836-796,

Petitioner,

v.

CASE NO. 4:09cv207-SPM/WCS

ERIC H. HOLDER, JR.,  
ATTORNEY GENERAL OF  
THE UNITED STATES, et al.,

Respondents.

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**ORDER**

THIS CAUSE comes before the court on the magistrate judge's report and recommendation dated September 9, 2009 (doc. 20) recommending that the § 2241 habeas petition be dismissed as moot because Petitioner is no longer in custody because he has been removed to Haiti.

Pursuant to Title 28, United States Code, Section 636(b), I have determined that the report and recommendation is correct and should be adopted. Accordingly, it is hereby ORDERED as follows:

1. The magistrate judge's report and recommendation (doc. 20) is

ADOPTED and incorporated by reference in this order.

2. The § 2241 petition filed by Petitioner Jo Charles, Alien # A077-836-796, is dismissed as moot.

DONE AND ORDERED this 9th day of November, 2010.

*s/ Stephan P. Mickle*

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Stephan P. Mickle  
Chief United States District Judge