

IN THE UNITED STATES DISTRICT COURT  
FOR THE MIDDLE DISTRICT OF GEORGIA  
MACON DIVISION

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SALEEBAN ISSE ADAN,

*Petitioner,*

v.

JOHN OR JANE DOE,

*Respondent.*

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CIVIL ACTION NO.  
5:24-cv-00115-TES-CHW

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**ORDER ADOPTING THE UNITED STATES  
MAGISTRATE JUDGE'S RECOMMENDATION**

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Before the Court is the United States Magistrate Judge's Recommendation to Dismiss [Doc. 4] Petitioner Saleeban Isse Adan's Motion to Vacate, Set Aside, or Correct a Sentence [Doc. 1], which Petitioner filed pursuant to 28 U.S.C. § 2255. Petitioner did not file an objection to the Recommendation within the 14-day period prescribed by 28 U.S.C. § 636(b)(1)(C), so the Court reviews the Recommendation for clear error. *See* 28 U.S.C. § 636(b)(1)(C) *in connection with* Fed. R. Civ. P. 6(a)(1) & (d). Finding no error, the Court **ADOPTS** the magistrate judge's Recommendation [Doc. 4] and **MAKES IT THE ORDER OF THE COURT.**

Accordingly, the Court **DISMISSES** Petitioner's Motion [Doc. 1]. Because Petitioner already has an open Section 2255 action in this Court, the Court need not construe this filing as a habeas petition, and Petitioner will not be prejudiced by this

dismissal. *Adan v. American White Government*, 3:24-cv-8-CDL-CHW; see *Gunn v. Newsome*, 881 F.2d 949, 961 (11th Cir. 1989).

**SO ORDERED**, this 13th day of May, 2024.

S/ Tilman E. Self, III  
**TILMAN E. SELF, III, JUDGE**  
**UNITED STATES DISTRICT COURT**