

**UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF INDIANA**

|                         |   |                          |
|-------------------------|---|--------------------------|
| JOCCO BAILEY,           | ) |                          |
|                         | ) |                          |
| Petitioner,             | ) |                          |
| v.                      | ) | No. 1:09-cv-1076-WTL-JMS |
|                         | ) |                          |
| SUPERINTENDENT WRIGLEY, | ) |                          |
|                         | ) |                          |
| Respondent.             | ) |                          |

**Entry Discussing Petition for Writ of Habeas Corpus**

In a prison disciplinary proceeding identified as No. 1:09-cv-1076-WTL-JMS, Jocco Bailey was found guilty of violating prison rules and was sanctioned. That determination has since been vacated and a new hearing will be conducted. This renders the habeas action moot, and an action which is moot must be dismissed for lack of jurisdiction. *Diaz v. Duckworth*, 143 F.3d 345, 347 (7th Cir. 1998); *Board of Educ. of Downers Grove Grade School Dist. No. 58 v. Steven L.*, 89 F.3d 464, 467 (7th Cir. 1996), *cert. denied*, 117 S. Ct. 1556 (1997).

The respondent's motion to dismiss (dkt 12) is **granted**. Judgment consistent with this Entry shall now issue.

**IT IS SO ORDERED.**

Date: 12/28/2009

Distribution:

Jocco Bailey  
No. 873649  
Indiana State Prison  
Inmate Mail/Parcels  
One Park Row  
Michigan City, IN 46360

[Linda.Leonard@atg.in.gov](mailto:Linda.Leonard@atg.in.gov)



Hon. William T. Lawrence, Judge  
United States District Court  
Southern District of Indiana