

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF KENTUCKY
SOUTHERN DIVISION
PIKEVILLE

CIVIL ACTION NO. 7:10-CV-00095-KKC

ANDREW GROSS, III,

PETITIONER

v.

JUDGMENT

DAVID BERKEBILE, Warden,

RESPONDENT

* * * * *

In accordance with the Memorandum Opinion and Order entered this date and pursuant to Rule 58 of the Federal Rules of Civil Procedure, it is hereby **ORDERED** and **ADJUDGED** as follows:

- (1) The habeas petition filed by Andrew Gross, III, pursuant to 28 U.S.C. § 2241, is **DISMISSED**.
- (2) Judgment is entered in favor of the named Respondent, David Berkebile, Warden.
- (3) This is a **FINAL** and **APPEALABLE** Judgment and there is no just cause for delay.
- (4) The Court **CERTIFIES** that any appeal would not be taken in good faith.
- (5) This matter **IS STRICKEN** from the Court's active docket.



Signed By:

Karen K. Caldwell *KKC*

United States District Judge