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UNITED STATES DISTRICT COURT

JUL - 2 2013

WESTERN DISTRICT OF LOUISIANA

TONY R. MOORE, COLAR BY

ALEXANDRIA DIVISION

MARBEPHAR O. HAMMED a/k/a
Bisiriyu Kolawole Luqman a/k/a
Teju Olalekan,
Petitioner

CIVIL ACTION NO. 1:12-CV-2186

VERSUS

JUDGE DEE D. DRELL

UNITED STATES OF AMERICA, et al., Respondents

MAGISTRATE JUDGE JAMES D. KIRK

JUDGMENT

For the reasons contained in the Report and Recommendation of the Magistrate Judge previously filed herein, and after independent (de novo) review of the record including the objections filed herein, and having determined that the findings and recommendation are correct under the applicable law;

IT IS ORDERED that Respondents' motion to dismiss (Doc. 18) is GRANTED and Hammed's habeas petition is TRANSFERRED to the United States Court of Appeals for the Fifth Circuit.

THUS ORDERED AND SIGNED in Chambers at Alexandria, Louisiana, on this _______day of ________,2013.

CHIEF JUDGE DEE D. DRELL UNITED STATES DISTRICT JUDGE