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WESTERN DISTRICT OF LOUISIANA

UNITED STATES DISTRICT COURT  
WESTERN DISTRICT OF LOUISIANA  
LAKE CHARLES DIVISION

KERRY JUSTILIEN : DOCKET NO. 2:09-cv-139  
SECTION P  
VS. : JUDGE MINALDI  
MICHAEL MUKASEY, ET AL. : MAGISTRATE JUDGE KAY

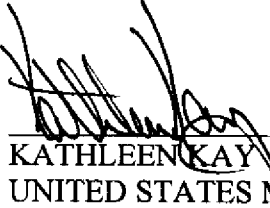
ORDER

Kerry Justilien filed a *habeas corpus* petition in the above-captioned matter on January 20, 2009. Doc. 1. On May 11, 2009, the government filed a Motion to Dismiss with exhibits, representing to the court that petitioner Justilien was removed from ICE's custody to Haiti on April 29, 2009. Doc. 9.

Accordingly, it is ORDERED that the matter is DISMISSED WITHOUT PREJUDICE. Should the representation made to the court by the government be without verity, petitioner Justilien shall notify the court and the action may be reopened for further proceedings.

THUS DONE AND SIGNED in Chambers at Lake Charles, Louisiana, on this 12<sup>th</sup> day of

May \_\_\_\_\_, 2009.

  
KATHLEEN KAY  
UNITED STATES MAGISTRATE JUDGE