## UNITED STATES DISTRICT COURT EASTERN DISTRICT OF MICHIGAN SOUTHERN DIVISION

## JEAN RAFAEL JOSEPH,

Petitioner,

v.

Case No. 10-14592 Honorable Patrick J. Duggan

ERIC H. HOLDER, JR., Attorney General, JANET NAPOLITANO, Secretary of the Department of Homeland Security, and REBECCA ADDUCI, US IMMIGRATION AND CUSTOMS ENFORCEMENT DIRECTOR

Respondents.

## **JUDGMENT**

On November 18, 2010, Petitioner filed a petition for a writ of habeas corpus

pursuant to 28 U.S.C. § 2241 challenging his detention pending his removal from the

United States. Respondents answered the petition on December 30, 2010. In an Opinion

and Order issued on this date, the Court denied the petition.

Accordingly,

IT IS ORDERED, that Petitioner's petition for a writ of habeas corpus pursuant to

28 U.S.C. § 2241 is **DISMISSED WITH PREJUDICE**;

IT IS FURTHER ORDERED, that a certificate of appealability is DENIED

because reasonable jurists would not find the Court's assessment of the claims asserted in

the petition debatable or wrong. Slack v. McDaniel, 529 U.S. 473, 484, 120 S. Ct. 1595,

1604 (2000).

Dated: February 14, 2011

## <u>s/PATRICK J. DUGGAN</u> UNITED STATES DISTRICT JUDGE

Copies to: Rafael-Jean Joseph, #074010687 Chippewa County Jail 325 Court Street Sault St. Marie, MI 49783

AUSA Derri T. Thomas