UNITED STATES OF AMERICA UNITED STATES DISTRICT COURT FOR THE WESTERN DISTRICT OF MICHIGAN SOUTHERN DIVISION

ERIC HENRIQUES,

Petitioner,

Case No. 1:12-cv-408

Honorable Paul L. Maloney

v.

WILLIE SMITH,

Respondent.

-

JUDGMENT

In accordance with the Opinion entered this day:

IT IS ORDERED that the petition for writ of habeas corpus is DISMISSED

WITHOUT PREJUDICE under Rule 4 of the Rules Governing § 2254 Cases for lack of

exhaustion of available state-court remedies.

Dated: <u>May 16, 2012</u>

/s/ Paul L. Maloney Paul L. Maloney Chief United States District Judge