

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

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DENNIS CRUMP,

Petitioner,

v.

UNITED STATES OF AMERICA,

Respondent.

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Case No. 1:13-cv-1091  
(Criminal Case No. 1:09-CR-73)

HON. GORDON J. QUIST

**OPINION**

Petitioner, Dennis Crump, a federal prisoner, has filed a petition for a writ of habeas corpus pursuant to 28 U.S.C. § 2241. Petitioner previously filed a Motion Under 28 U.S.C. § 2255 To Vacate, Set Aside, or Correct Sentence By a Person in Federal Custody. *See Crump v. United States*, No. 1:12-CV-768 (W.D. Mich.). On August 5, 2013, this Court entered an Opinion and a separate Order and Judgment dismissing Petitioner’s § 2255 Motion as barred by the one-year statute of limitations. Petitioner did not appeal the Order and Judgment. Instead, Petitioner filed the instant petition under § 2241 on October 3, 2013, and filed an amended petition on October 18, 2013. Petitioner’s amended § 2241 petition raises essentially the same ineffective assistance of counsel claims that Petitioner raised in his time-barred § 2255 Motion.

Section 2255(e) provides, in relevant part, that “[a]n application for a writ of habeas corpus in behalf of a prisoner who is authorized to apply for relief by [§ 2255] motion . . . shall not be entertained if it appears that . . . such court has denied him relief . . . .” Because the Court has already denied Petitioner relief under § 2255, Petitioner may not seek relief through a habeas corpus petition.

