

IN THE UNITED STATES DISTRICT COURT
FOR THE SOUTHERN DISTRICT OF MISSISSIPPI
WESTERN DIVISION

FREDERICK BANKS, #05711-068 PETITIONER

VERSUS CIVIL ACTION NO. 5:09cv148-DCB-MTP

BRUCE PEARSON, Warden RESPONDENT

consolidated with

FREDERICK BANKS, #05711-068 PETITIONER

VERSUS CIVIL ACTION ON. 5:09cv174-DCB-MTP

K. EVERETT, et al. RESPONDENTS

ORDER

This matter is before the court, sua sponte. On October 26, 2009, an order was entered in the above referenced civil actions which consolidated the instant petitions for habeas relief filed pursuant to 28 U.S.C. § 2241. Upon further review of the petitions, this court finds that in civil action number 5:09cv174DCB-MTP the petitioner has named as respondents the following: Bruce Pearson, Warden; K. Everett, L. Chisolm, Phillip Jackson, Eric Holder, and President Barack Obama. The proper party respondent in these actions is the petitioner's custodian, Bruce Pearson, Warden - FCI Yazoo. *See* 28 U.S.C. § 2243. Therefore, it is

ORDERED that the clerk is directed to dismiss the following respondents:

K. EVERETT, L. CHISOLM, PHILLIP JACKSON, ERIC HOLDER, and PRESIDENT
BARACK OBAMA.

This the 28th day of October, 2009.

s/David Bramlette
UNITED STATES DISTRICT JUDGE