

UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF MISSOURI  
EASTERN DIVISION

UNITED STATES OF AMERICA,	)	
	)	
Plaintiff,	)	
	)	
v.	)	No. 4:06CR00302 ERW
	)	
JIMMY JOE ABNEY, II,	)	
	)	
Defendant.	)	

ORDER

This matter is before the Court on defendant's motion to vacate, set aside or correct sentence pursuant to 28 U.S.C. § 2255 [doc. #30].


The policy of this Court is to file and docket a § 2255 motion as a separate civil case and address the request for § 2255 relief in that new civil case rather than in the closed criminal file.

Accordingly,

**IT IS HEREBY ORDERED** that the Clerk of Court shall remove from this case file defendant's motion to vacate, set aside or correct sentence pursuant to 28 U.S.C. § 2255 [doc. #30] and open a new civil case containing the instant § 2255 motion.

**IT IS FURTHER ORDERED** that the Clerk of Court shall retain a copy of the instant § 2255 motion [doc. #30] in the instant criminal file.

So Ordered this 27th Day of June, 2007.



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E. RICHARD WEBBER  
UNITED STATES DISTRICT JUDGE