

IN THE UNITED STATES DISTRICT COURT FOR THE
 DISTRICT OF NEBRASKA

GREGORY M. MATTHIES,)	
)	
Petitioner,)	4:12CV3069
)	
v.)	
)	
ROBERT HOUSTON,)	ORDER AND JUDGMENT
)	
Respondent.)	
_____)	

Pursuant to the memorandum opinion entered herein this date,

IT IS ORDERED:

1) The Petition for Writ of Habeas Corpus and Amended Petition for Writ of Habeas Corpus are dismissed without prejudice.

2) Petitioner’s Motion for Telephonic Hearing (Filing No. [23](#)) is denied as moot.

3) The Court will not issue a certificate of appealability in this matter.

DATED this 26th day of March, 2013.

BY THE COURT:

/s/ Lyle E. Strom

 LYLE E. STROM, Senior Judge
 United States District Court

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