

IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF NEBRASKA

ROBERT T. GARRETT,	)	
	)	
Petitioner,	)	8:15CV472
	)	
V.	)	
	)	
STATE OF NEBRASKA,	)	<b>JUDGMENT</b>
	)	
Respondent.	)	

Pursuant to the Memorandum and Order entered this date, the Petition for Writ of Habeas Corpus is dismissed without prejudice to Petitioner's reassertion of his claim in a civil rights action. The court will not issue a certificate of appealability in this matter.

DATED this 23<sup>rd</sup> day of March, 2016.

BY THE COURT:

s/ *Richard G. Kopf*  
Senior United States District Judge