

IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF NEBRASKA

JUSTIN GARDNER,

Petitioner,

vs.

STATE OF NEBRASKA,

Respondent.

**8:18CV46**

**ORDER**

IT IS ORDERED that Petitioner's "Petition for Permission to Appeal" (Filing 142), construed as a motion, is denied. This matter is already pending on appeal before the Eighth Circuit Court of Appeals.

Dated this 7th day of September, 2021.

BY THE COURT:



Richard G. Kopf  
Senior United States District Judge