

**UNITED STATES DISTRICT COURT  
DISTRICT OF NEW HAMPSHIRE**

**ORDER AFFIRMING THE  
RECOMMENDED DECISION OF THE MAGISTRATE JUDGE**

No objections having been filed to the Magistrate Judge's Recommended Decision (ECF No. 21) filed March 12, 2013, the Recommended Decision is **AFFIRMED**.

Accordingly, it is **ORDERED:**

- (1) That Defendant's Motion for Clarification (ECF No. 19) is **DENIED**;
- (2) That Defendant's Relief under 28 U.S.C. § 2255 is **DENIED WITH PREJUDICE** and the Petition is **DISMISSED**;
- (3) That a certificate of appealability shall not issue in the event Defendant files an appeal because there is no substantial showing of the denial of a constitutional right within the meaning of 28 U.S.C. § 2253(c);
- (4) Defendant's Motion to Extend filed in 1:07-cr-00189-GZS-3 (ECF No. 693) is **DISMISSED AS MOOT** for reasons stated in footnote 1.

/s/ George Z. Singal  
United States District Judge

Dated this 9th day of April, 2013.