

CLOSED

**UNITED STATES DISTRICT COURT
DISTRICT OF NEW JERSEY**

DONNIE PRATOLA, :
 :
 Petitioner, :
 :
 v. :
 :
 ADRIENNE BARGE, :
 :
 Respondents. :
 _____ :

Hon. Robert B. Kugler
Civil Action No. 09-5459 (RBK)

ORDER

For the reasons set forth in the Opinion filed herewith,
IT IS on this 4th day of March, 2010,
ORDERED that in forma pauperis status is GRANTED to Petitioner; and it is further
ORDERED that the Petition for a Writ of Habeas Corpus is DISMISSED for lack of
jurisdiction, without prejudice to the filing of a civil complaint under 42 U.S.C. § 1983; and it is
further
ORDERED that the motion [docket entry #3] to produce discovery and the motion
[docket entry #5] for summary default judgment are DENIED AS MOOT; and it is further
ORDERED that a certificate of appealability is DENIED, see 28 U.S.C. § 2253(c)(2); and
it is finally
ORDERED that the Clerk shall serve copies of this Order and the accompanying Opinion
upon Petitioner by regular mail, and shall close the file.

s/Robert B. Kugler

ROBERT B. KUGLER
United States District Judge