

**UNITED STATES DISTRICT COURT
 WESTERN DISTRICT OF NORTH CAROLINA
 CHARLOTTE DIVISION
 3:12-cv-754-FDW
 (3:99-cr-24-FDW-9)**

RODNEY EDWARD WALL,)
)
Petitioner,)
)
vs.)
)
UNITED STATES OF AMERICA,)
)
Respondent.)
 _____)

ORDER

This matter is before the Court on an unopposed motion of Petitioner, (Doc. No. 16), to hold his motion to vacate sentence pursuant to 28 U.S.C. § 2255¹ in abeyance pending resolution of the appeal in United States v. Wheeler, Fourth Circuit Case No. 16-6073. The Respondent has consented to the motion to stay.

IT IS HEREBY ORDERED that the Motion to Stay, (Doc. No. 16), is **GRANTED**. The United States shall have 45 days after the Fourth Circuit issues Wheeler in which to move to reopen this case and file its response.

Signed: September 11, 2017



 Frank D. Whitney
 Chief United States District Judge 

¹ Petitioner alternatively seeks habeas relief under 28 U.S.C. § 2241, coram nobis under 28 U.S.C. § 1651(a), or a writ of audita querela.