

**UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF OHIO**

<b>ARIEL ACEVEDO,</b>	)	<b>CASE NO. 4:16 CV 2834</b>
	)	
<b>Petitioner,</b>	)	<b>JUDGE DAN AARON POLSTER</b>
	)	
<b>v.</b>	)	
	)	<b><u>MEMORANDUM OF OPINION</u></b>
	)	<b><u>AND ORDER</u></b>
<b>STEVE MERLAK,</b>	)	
	)	
<b>Respondent.</b>	)	

*Pro se* Petitioner Ariel Acevedo is a prisoner confined by the Bureau of Prisons in the Federal Correctional Institution in Elkton, Ohio. He has filed a petition for a writ of habeas corpus pursuant to 28 U.S.C. §2241, challenging his security classification. He contends staff at FCI Elkton arbitrarily and capriciously assigned him a “Public Safety Factor” (PSF) for serious telephone abuse after he was transferred to Elkton. He disputes the PSF, and contends it was applied to him only in order to render him ineligible for placement in a minimum security camp. He contends this violates due process.

The Court conducts an initial review of habeas corpus petitions. 28 U.S.C. §2243; *Alexander v. Northern Bureau of Prisons*, 419 F. App'x 544, 545 (6th Cir. 2011). The Court must dismiss a petition if “it plainly appears from the petition and any attached exhibits that the petitioner is not entitled to relief.” Rule 4 of the Rules Governing Habeas Corpus Cases Under

