

IN THE UNITED STATES DISTRICT COURT  
FOR THE EASTERN DISTRICT OF PENNSYLVANIA

JOSE F. CRUZ-HERNANDEZ	:	CIVIL ACTION
	:	
v.	:	
	:	
JOHN THOMAS, et al.	:	No. 11-2978

**ORDER**

AND NOW, this 11th day of July, 2012, upon consideration of the Petition for Writ of Habeas Corpus and the response thereto, **I HEREBY ORDER** that for the reasons set forth above, the Petition is **DISMISSED WITH PREJUDICE AND WITHOUT A HEARING.**

**IT IS FURTHER ORDERED** that no certificate of appealability will be issued pursuant to 28 U.S.C. § 2253 because petitioner has failed to make a substantial showing of denial of a constitutional right.

The Clerk of Court is hereby directed to mark this case closed.

s/J. William Ditter, Jr.  
J. WILLIAM DITTER, JR., J.