UNITED STATES DISTRICT COURT FOR THE MIDDLE DISTRICT OF PENNSYLVANIA WILLIAM HLUSHMANUK, : Petitioner, : No. 1:17-cv-01014 : v. : (Judge Kane) : BALTAZAR, et al., : **Respondents** :

ORDER

AND NOW, this 3rd day of August 2017, in accordance with the accompanying

Memorandum, IT IS ORDERED THAT:

- 1. Petitioner's second or successive petition for a writ of habeas corpus (Doc. No. 1), is **DISMISSED** for lack of jurisdiction pursuant to 28 U.S.C. § 2244(b)(2), without prejudice to the Petitioner's right to seek pre-authorization from the Third Circuit under 28 U.S.C. § 2244(b)(3);
- 2. No certificate of appealability shall issue, see 28 U.S.C. § 2253(c); and
- 3. The Clerk of Court is directed to **CLOSE** this case.

<u>s/Yvette Kane</u> Yvette Kane, District Judge United States District Court Middle District of Pennsylvania