

**UNITED STATES DISTRICT COURT
MIDDLE DISTRICT OF PENNSYLVANIA**

CETEWAYO FRAILS,	:	
Petitioner	:	3:10-CV-1971
v.	:	(JUDGE MANNION)
JON FISHER,	:	
Respondent	:	

ORDER

For the reasons articulated in the court's memorandum issued this same day, **IT IS HEREBY ORDERED THAT:**

- (1) Frails's motion for relief of judgment pursuant Fed.R.Civ.P. 60(b) seeking to re-open his habeas petition under 28 U.S.C. §2254, (Doc. [42](#)), is **DENIED IN ITS ENTIRETY**; and
- (2) Frails's request for an evidentiary hearing is **DENIED AS MOOT**.
- (3) The Clerk is directed to close this case.

s/ Malachy E. Mannion
MALACHY E. MANNION
United States District Judge

Date: October 13, 2017

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