

UNITED DISTRICT COURT
MIDDLE DISTRICT OF PENNSYLVANIA

HARVE JOHNSON, :
Petitioner :
v. : CIVIL ACTION NO. 3:13-01666
: (JUDGE MANNION)
JOHN E. WETZEL, Secretary :
Designee, Pennsylvania :
Department of Corrections; :
LOUIS FOLINO, Superintendent :
of the State Correctional :
Institution at Greene; and :
MARIROSA LAMAS, :
Superintendent of the State :
Correctional Institution at :
Rockview, :
Respondents :
:

ORDER

AND NOW, this 6th day of March, 2014, for the reasons set forth in the accompanying memorandum, **IT IS HEREBY ORDERED THAT:**

1. This capital habeas corpus proceeding is **DISMISSED without prejudice.**
2. The Clerk of Court shall **CLOSE** this case.
3. There is no basis for the issuance of a certificate of appealability.

See 28 U.S.C. §2253(c).

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