

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

EMANUEL RIVERA,	:	
	:	
Petitioner	:	CIVIL ACTION NO. 3:17-1616
	:	
v.	:	(JUDGE MANNION)
	:	
TAMMY FERGUSON,	:	
	:	
Respondent	:	

ORDER

For the reasons set forth in the Memorandum of this date, **IT IS**

HEREBY ORDERED THAT:

1. The petition for writ of habeas corpus, (Doc. [1](#)) is **DISMISSED** without prejudice as premature.
2. The Clerk of Court shall **CLOSE** this case.
3. There is no probable cause to issue a certificate of appealability.
4. Petitioner's motion to stay proceedings (Doc. [3](#)) is **DENIED**.

sl Malachy E. Mannion
MALACHY E. MANNION
United States District Judge

Dated: December 7, 2017

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