

UNITED STATES DISTRICT COURT  
MIDDLE DISTRICT OF PENNSYLVANIA

DERRICK MENTER, :  
 :  
 Petitioner :  
 : CIVIL ACTION NO. 3:17-1886  
 v. :  
 : (Judge Mannion)  
 J. BALTAZAR, Warden :  
 USP-Canaan, :  
 :  
 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 to any right Petitioner may have to seek leave to file a second or successive [§2255](#) in the United States Court of Appeals for the Third Circuit.
2. The Clerk of Court is directed to **CLOSE** this case.

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

**Dated: June 6, 2019**

17-1886-01-ORDER