

UNITED STATES DISTRICT COURT  
MIDDLE DISTRICT OF PENNSYLVANIA

DAVID ARLINGTON ZILLHART :  
 :  
 Petitioner : CIVIL ACTION NO. 3:18-1034  
 :  
 v. : (JUDGE MANNION)  
 :  
 BARRY SMITH, :  
 :  
 Respondent :  
 :

**ORDER**

In accordance with this Court's memorandum issued this same day, **IT IS HEREBY ORDERED THAT:**

1. The petition for writ of habeas corpus (Doc. [1](#)) is **DENIED**.
2. There is no basis for the issuance of a certificate of appealability. See [28 U.S.C. §2253\(c\)](#).
3. The Clerk of Court is directed to **CLOSE** this case.

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

**DATED: January 26, 2021**

18-1034-01-ORDER