

IN THE UNITED STATES DISTRICT COURT
FOR THE
MIDDLE DISTRICT OF PENNSYLVANIA

ROHAN KIRK WHITE,

Petitioner

v.

THOMAS DECKER, ET AL.,

Respondents

:
:
:
:
:
:
:
:
:
:
:

CIVIL NO. 4:CV-13-1073

(Judge Brann)

ORDER

May 31, 2013

In accordance with the accompanying Memorandum, **IT IS HEREBY ORDERED THAT:**

1. Petitioner is granted leave to proceed in forma pauperis for the sole purpose of the filing of this action.
2. The petition for writ of habeas corpus to the extent it challenges White's ongoing detention is construed as a request

for release under 8 C.F.R. § 241.13. The ICE shall respond to the request as mandated under said regulations.

3. Petitioner's challenge to his ongoing detention, having been referred to ICE for disposition under its existing review procedures, is hereby **DISMISSED WITHOUT PREJUDICE.**
4. The Clerk of Court is directed to serve a copy of the Petition (Doc. 1) and this Order on Respondents.
5. The Clerk of Court is directed to **CLOSE** the case.
6. Based upon the Court's determination, there is no basis for the issuance of a certificate of appealability.

s/Matthew W. Brann
Matthew W. Brann
United States District Judge