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IN THE UNITED STATES DISTRICT COURT

FOR THE EASTERN DISTRICT OF TEXAS

SHERMAN DIVISION

CHRIS DALE SHADDEN, #07614-078	§	
VS.	§	CIVIL ACTION NO. 4:16cv401 CRIM. NO. 4:99CR00053-001
UNITED STATES OF AMERICA	§	

ORDER ADOPTING REPORT AND RECOMMENDATION
AND GRANTING § 2255 MOTION

The above-entitled and numbered civil action was heretofore referred to United States Magistrate Judge Don D. Bush. The Report and Recommendation of the Magistrate Judge, which contains proposed findings of fact and recommendations for the disposition of such action, has been presented for consideration, and no objections thereto having been timely filed, the court is of the opinion that the findings and conclusions of the Magistrate Judge are correct, and adopts same as the findings and conclusions of the court. It is therefore

ORDERED that the motion to vacate, set aside or correct Movant Chris Dale Shadden's sentence pursuant to 28 U.S.C. § 2255 is **GRANTED** to the extent that the sentence imposed in Criminal Number 4:99CR00053-001 is **VACATED** and Movant shall be resentenced. All motions by either party not previously ruled on are hereby **DENIED**.

SIGNED this the 10th day of November, 2016.

Richard A. Schell

RICHARD A. SCHELL
UNITED STATES DISTRICT JUDGE

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