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**UNITED STATES DISTRICT COURT**
**EASTERN DISTRICT OF TEXAS**


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PHILLIP ROBINETTE, #26845-077

§

*versus*

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CIVIL ACTION NO. 4:18CV113

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CRIMINAL ACTION NO. 4:09CR70(10)

§

UNITED STATES OF AMERICA

§

**ORDER OF DISMISSAL**

The above-entitled and numbered civil action was referred to United States Magistrate Judge Christine A. Nowak. The Report and Recommendation of the Magistrate Judge (#4), which contains proposed findings of fact and recommendations for the disposition of such action, has been presented for consideration. No objections were filed. The Court concludes that the findings and conclusions of the Magistrate Judge are correct, and adopts the same as the findings and conclusions of the Court. It is accordingly

**ORDERED** that Movant's Motion to Vacate, Set Aside, or Correct Sentence by a Person in Federal Custody (#1) pursuant to 28 U.S.C. § 2255 is **DISMISSED** without prejudice. All motions by either party not previously ruled upon are **DENIED**.

SIGNED at Beaumont, Texas, this 5th day of April, 2018.




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MARCIA A. CRONE

UNITED STATES DISTRICT JUDGE