

IN THE UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF VIRGINIA
ROANOKE DIVISION

CLERK'S OFFICE U.S. DIST. COURT
AT DANVILLE, VA
FILED for
the
FEB 02 2006
JOHN F. CORCORAN, CLERK
BY: *H. McDonald*
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RICHARD RONTE JACKSON,)	
Petitioner,)	Civil Action No. 7:06CV00060
)	
v.)	<u>FINAL ORDER</u>
)	
UNITED STATES OF AMERICA,)	By: Hon. Jackson L. Kiser
Respondent.)	Senior United States District Judge

In accordance with the memorandum opinion entered this day, it is now

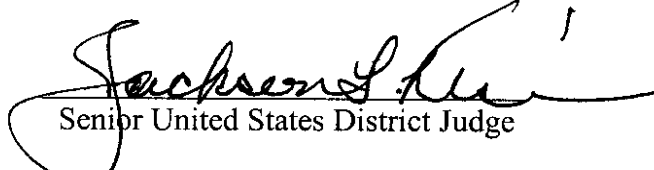
ORDERED

as follows:

1. The petitioner's motion challenging subject matter jurisdiction under 28 U.S.C. § 1331 shall be and hereby is **CONSTRUED** as a motion to vacate, set aside or correct sentence, pursuant to 28 U.S.C. § 2255, and **DISMISSED** as successive; and
2. This action shall be and hereby is **STRICKEN** from the active docket of the court.

The Clerk is directed to send certified copies of this order and the accompanying memorandum opinion to the petitioner and counsel of record for the respondent, if known.

ENTER: This 2nd day of ~~January~~ ^{Feb.}, 2006.


Senior United States District Judge