

AUG 08 2013

JULIA C. DUDLEY, CLERK  
BY: *[Signature]*  
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IN THE UNITED STATES DISTRICT COURT  
FOR THE WESTERN DISTRICT OF VIRGINIA  
ROANOKE DIVISION

STEVEN O'NEAL HAIRSTON,	)	CASE NO. 7:13CV00328
	)	
Petitioner,	)	
	)	FINAL ORDER
v.	)	
	)	
WARDEN, FCI MORGANTOWN,	)	By: James C. Turk
	)	Senior United States District Judge
Respondent.	)	

In accordance with the accompanying memorandum opinion, it is hereby

**ADJUDGED AND ORDERED**

that petitioner's PET[IT]ION FOR WRIT OF HABEAS CORPUS, "which the court docketed as a petition for a writ of habeas corpus, pursuant to 28 U.S.C. § 2241, is **DISMISSED** without prejudice, inasmuch as petitioner's claims are now pending in his subsequently submitted motion to vacate, set aside or correct the sentence under 28 U.S.C. § 2255 in Case No. 7:11CR00082, and this habeas corpus action is stricken from the active docket of the court.

ENTER: This 8<sup>th</sup> day of August, 2013.

*[Signature]*  
Senior United States District Judge