UNITED STATES DISTRICT COURT

Western District of Wisconsin

JOHN DAHLK,

JUDGMENT IN A CIVIL CASE

Petitioner,

08-cv-738-bbc

v.

JUDY SMITH, Warden, Oshkosh Correctional Institution,

Respondent.

This action came for consideration before the court with U. S. District Judge Barbara B. Crabb presiding. The issues have been considered and a decision has been rendered.

IT IS ORDERED AND ADJUDGED

1. Claims 1 and 2 of John G. Dahlk's petition for a writ of habeas corpus are DISMISSED WITH

PREJUDICE.

2. Claim 3 of John G. Dahlk's petition for a writ of habeas corpus is DISMISSED WITHOUT

PREJUDICE.

PETER A. OPPENEER

Peter A. Oppeneer, Clerk

Connie A. Korth

01/29/09

by Deputy Clerk