

IN THE UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF WISCONSIN

YANCEY L. WHITE,

Petitioner,

v.

WARDEN SCIBANA, F.C.I. Oxford,

Respondent.

ORDER

03-C-581-C

Daniel J. Levitan, an inmate at the Federal Prison Camp at the Eglin Air Force Base in Florida, has filed a motion to intervene in this action. His request will be denied.

This case is closed in this court and respondent has appealed the judgment. Mr. Levitan suggests no basis for intervening in the appeal. Instead, he appears to want to obtain a ruling that he is entitled to recalculation of his good time credits. This is a matter that Mr. Levitan must raise in his own petition for a writ of habeas corpus brought pursuant to 28 U.S.C. § 2241. If Mr. Levitan decides to file a petition for a writ of habeas corpus, he should bear in mind that the proper district for a § 2241 habeas corpus petition is the district in which the petitioner is confined at the time he files the petition. Al-Marri v. Rumsfeld, 360 F.3d 707 (7th Cir. 2004).

ORDER

IT IS ORDERED that Daniel J. Levitan's motion to intervene in this action is DENIED.

Entered this 9th day of September, 2004.

BY THE COURT:

BARBARA B. CRABB
District Judge