

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

MARIO YOUNG,

Petitioner,

v.

JOSEPH SCIBANA, Warden,

Respondent.

ORDER

04-C-585-C

In accordance with the order issued by the Court of Appeals for the Seventh Circuit on March 2, 2005, summarily reversing this court's order granting petitioner's petition for a writ of habeas corpus on the basis of White v. Scibana, 314 F. Supp.2d 834 (W.D. Wis. 2004), and remanding for denial of petitioner's petition consistent with its ruling in White v. Scibana, 390 F.3d 997 (7th Cir. 2004),

IT IS ORDERED that the judgment entered herein on September 22, 2004, is VACATED and petitioner Mario Young's petition for a writ of habeas corpus is DENIED for his failure to show that he is in custody in violation of the constitution or laws of the United States.

Entered this 2nd day of May, 2005.

BY THE COURT:

/s/
BARBARA B. CRABB
District Judge