

**UNITED STATES DISTRICT COURT
DISTRICT OF MAINE**

OTTO K. APPELT,)	
)	
Petitioner)	Criminal No. 04-32-P-S
v.)	Civil No. 06-04-P-S
)	
UNITED STATES OF AMERICA,)	

**ORDER AFFIRMING THE
RECOMMENDED DECISION OF THE MAGISTRATE JUDGE**

No objections having been filed to the Magistrate Judge's Recommended Decision (Docket No. 6) filed May 2, 2006, the Recommended Decision is AFFIRMED.

Accordingly, it is ORDERED that the United States' Motions to Dismiss (Docket No. 5) is GRANTED. The 28 U.S.C. §2255 motion (Docket No. 1) is summarily DENIED.

/s/ George Z. Singal
Chief United States District Judge

Dated this 21st day of June, 2006.

OTTO K APPELT

represented by **OTTO K APPELT**
00449-036
FCI RAYBROOK
PO BOX 9003
RAY BROOK, NY 12977
PRO SE

USA

represented by **MARGARET D.
MCGAUGHEY**
U.S. ATTORNEY'S OFFICE
DISTRICT OF MAINE
100 MIDDLE STREET PLAZA
PORTLAND, ME 04101