

**UNITED STATES DISTRICT COURT
DISTRICT OF MAINE**

JAMES TROIANO,)	
)	
Plaintiff)	
v.)	Criminal No. 05-16-P-S
)	Civil No. 08-161-P-S
)	
UNITED STATES OF AMERICA,)	
)	
Defendant)	

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

No objections having been filed to the Magistrate Judge's Recommended Decision (Docket No. 8) filed September 5, 2008, the Recommended Decision is **AFFIRMED**.

Accordingly, it is **ORDERED** that Plaintiff's 28 U.S.C. §2255 motion (Docket No. 1) is **DENIED**. A certificate of appealability would be denied.

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

Dated this 24th day of September, 2008.

Plaintiff

JAMES TROIANO

represented by **JAMES TROIANO**
COLEMAN II
U.S. PENITENTIARY
Inmate Mail/Parcels
P.O. BOX 1034
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PRO SE

V.

Defendant

USA

represented by **MARGARET D.
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