

**UNITED STATES DISTRICT COURT
District of Maine**

CHARLES D. STERGIOS,)	
)	
Movant)	
)	
v.)	No. 2:12-cv-00237-GZS
)	No. 2:10-cr-00002-GZS-1
UNITED STATES OF AMERICA,)	
)	
Respondent)	
)	

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

The United States Magistrate Judge filed with the Court on May 3, 2013, her Recommended Decision (ECF No. 154). Movant filed his Objection to the Recommended Decision (ECF No. 155) on May 28, 2013.

I have reviewed and considered the Magistrate Judge's Recommended Decision, together with the entire record; I have made a de novo determination of all matters adjudicated by the Magistrate Judge's Recommended Decision; and I concur with the recommendations of the United States Magistrate Judge for the reasons set forth in her Recommended Decision, and determine that no further proceeding is necessary.

1. It is therefore **ORDERED** that the Recommended Decision of the Magistrate Judge is hereby **AFFIRMED**.

2. For the reasons stated in the Magistrate Judge's Recommended Decision, no evidentiary hearing or discovery is warranted. Therefore, Movant's Motion to Amend (ECF No. 139) is **DENIED**.
3. It is also **ORDERED** that Movant's Motion for Disclosure and Discovery (ECF No. 136) and Movant's Section 2255 Motion (ECF No. 134) are respectively **DENIED**.
4. It is also **ORDERED** that no certificate of appealability shall be issued pursuant to Rule 11 of the Rules Governing Section 2255 proceedings because there is no substantial showing of the denial of a constitutional right within the meaning of 28 U.S.C. § 2252(c)(2).

/s/George Z. Singal

U.S. District Judge

Dated this 17th day of June, 2013.

Defendant (1)

CHARLES D STERGIOS
TERMINATED: 10/26/2010

represented by **CHARLES D STERGIOS**

19611-076
FCI BECKLEY
FEDERAL CORRECTIONAL
INSTITUTION
PO BOX 350
BEAVER, WV 25813
PRO SE

DAVID R. BENEMAN
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ATTORNEY TO BE NOTICED
*Designation: Public Defender or
Community Defender Appointment*

WILLIAM MASELLI
LAW OFFICE OF WILLIAM

MASELLI
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Email: maselli@securespeed.net
TERMINATED: 05/20/2010
ATTORNEY TO BE NOTICED
Designation: CJA Appointment

Pending Counts

BANK FRAUD, 18:1344
(1s-2s)

MAIL FRAUD, 18:1341
(3s)

ESCAPE, 18:751(a), 4082
(4s)

Highest Offense Level (Opening)

Felony

Terminated Counts

BANK FRAUD, 18:1344
(1-2)

**Highest Offense Level
(Terminated)**

Felony

Disposition

80 months on Counts 1, 2, and 3, and 60 months on Count 4, to be served concurrently; 5 years on Counts 1 and 2, and 3 years on Counts 3 and 4, to be served concurrently; \$400 total special assessment; restitution in the amount of \$27,109.85

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Disposition

Superseded

Complaints

None

Disposition

Plaintiff

USA

represented by **MARGARET D. MCGAUGHEY**

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LEAD ATTORNEY

ATTORNEY TO BE NOTICED

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