

**UNITED STATES DISTRICT COURT
DISTRICT OF MAINE**

PETER DIROSA,)	
)	
Petitioner,)	
v.)	No. 2:11-cr-00193-GZS
)	2:15-cv-00185-GZS
UNITED STATES OF AMERICA,)	
)	
Respondent)	

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

No objections having been filed to the Magistrate Judge's Recommended Decision (ECF No. 164) filed December 3, 2015, the Recommended Decision is **AFFIRMED**.

Accordingly, it is **ORDERED** that:

1. Petitioner's request for an evidentiary hearing is not warranted under Rule 8 of the Rules Governing Section 2255 cases;
2. Petitioner's Motion under 28 U.S.C. § 2255 (ECF No. 150) is hereby **DENIED**;
3. It is **ORDERED** that a certificate of appeality is **DENIED** pursuant to Rule 11 of the Rules Governing Section 2255 Cases because there is no substantial showing of the denial of a constitutional right within the meaning of 28 U.S.C. §2253(c)(2).

/s/ George Z. Singal
United States District Judge

Dated this 4th day of January, 2016.