

**UNITED STATES DISTRICT COURT  
DISTRICT OF MAINE**

<b>UNITED STATES OF AMERICA</b>	)	
	)	
	)	
<b>v.</b>	)	<b>CRIMINAL No. 99-58-P-H</b>
	)	<b>(CIVIL No. 02-100-P-H)</b>
<b>KIEU MINH NGUYEN,</b>	)	
	)	
<b>DEFENDANT</b>	)	

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

The United States Magistrate Judge filed with the court on September 4, 2002, with copies to the parties, her Recommended Decision on Motion to Vacate, Set Aside or Correct Sentence filed under 28 U.S.C. § 2255. The defendant was granted an extension of time until October 15, 2002, to file an objection to the Recommended Decision. No objection has been filed. The Magistrate Judge notified the parties that failure to object would waive their right to *de novo* review and appeal.

I have reviewed and considered the Recommended Decision, together with the entire record; I have made a *de novo* determination of all matters adjudicated by the 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.

It is therefore **ORDERED** that the Recommended Decision of the Magistrate Judge is hereby **ADOPTED**. The defendant's motion to vacate, set aside or correct his sentence is **DENIED**.

**DATED THIS 22ND DAY OF OCTOBER, 2002.**

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**D. BROCK HORNBY**  
**UNITED STATES CHIEF DISTRICT JUDGE**