

IN THE UNITED STATES DISTRICT COURT  
FOR THE WESTERN DISTRICT OF PENNSYLVANIA

UNITED STATES OF AMERICA	)	
	)	
vs.	)	Criminal No. 00-136
	)	<u>See</u> Civil Action No. 04-1191
RANDOLPH S. GUSTAVE,	)	
	)	
Defendant.	)	

O R D E R

AND NOW, this 27th day of July, 2005, upon consideration of Petitioner's Motion to Vacate, Correct, or Set Aside Conviction Pursuant to 28 U.S.C. § 2255 (document No. 680) filed in the above-captioned matter on August 9, 2004, and upon further consideration of the Government's response thereto (document No. 684),<sup>1</sup>

IT IS HEREBY ORDERED that, for the reasons set forth in this Court's Memorandum Opinion filed herewith, said Motion is DENIED.

S/Alan N. Bloch  
United States District Judge

cc/ecf: Counsel/defendant

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<sup>1</sup>

The Court notes that subsequent to the Government's response, Petitioner filed a "Reply to Government's Response to Petitioner's Motion to Vacate, Correct, or Set Aside Conviction Pursuant to 28 U.S.C. § 2255" (document No. 696). The Court has considered Petitioner's arguments therein in deciding the instant motion.