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UNITED STATES COURT OF APPEALS
FOR THE THIRD CIRCUIT

No. 06-1059

IN RE: JORGE PORTE,
Petitioner

On a Petition for Writ of Mandamus from the
United States District Court for the Middle District of Pennsylvania
(Related to M.D. Pa. No. 04-cv-01534)

Submitted Under Rule 21, Fed. R. App. Pro.
March 16, 2006

BEFORE: RENDELL, AMBRO and BECKER, Circuit Judges

(Filed: March 24, 2006)

OPINION

PER CURIAM

In July 2004 Jorge Porte filed a habeas corpus petition pursuant to 28 U.S.C. § 2241. In December 2005 Porte filed a mandamus petition seeking an order compelling the District Court to rule on his petition. Shortly thereafter the District Court did so, denying the petition on January 9, 2006.

Accordingly, the mandamus petition is moot, and we will deny it.