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1-25-2007

## Padilla v. Beard

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UNITED STATES COURT OF APPEALS  
FOR THE THIRD CIRCUIT

NO. 06-2900

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GEORGE A. PADILLA,  
Appellant

v.

JEFFREY BEARD, Secretary Department  
of Corrections; Superintendent ROBERT  
SHANNON, SCI Frackville; Unit Manager  
MS. MIRANDA, SCI Frackville

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On Appeal From the United States District Court  
For the Middle District of Pennsylvania  
(D.C. Civ. No. 06-cv-00478 )  
District Judge: Honorable Sylvia H. Rambo

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Submitted For Possible Dismissal Under 28 U.S.C. § 1915(e)(2)(B)  
October 13, 2006

Before: SCIRICA, Chief Judge, WEIS and GARTH, Circuit Judges.

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**ORDER AMENDING OPINION**

It is **HEREBY ORDERED** that the Not Precedential Opinion filed in this case on November 16, 2006, be amended as follows:

On page 4, line 89 – the word “not” should be inserted after the word “does” and before the word “implicate”, to read “application of the H-Code policy does not implicate a liberty interest protected by the Due ...”

For the Court,

/s/ Marcia M. Waldron  
Clerk

Dated: January 25, 2007