

UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF COLUMBIA

DANIEL W. ISENBARGER,

Petitioner,

v.

KENNETH L. FARMER, JR.,

Respondent.

Civil Action No. 06-1054 (JDB)

ORDER

Upon consideration of [#1] petitioner's application for a writ of habeas corpus and [#5] respondent's brief requesting dismissal for lack of subject matter jurisdiction, and for the reasons stated in the memorandum opinion issued on this date, it is hereby

ORDERED that the application is **DISMISSED** without prejudice.

/s/

JOHN D. BATES
United States District Judge

Date: November 29, 2006