

**IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF DELAWARE**

JAMAR L. CAMPBELL,	)	
	)	
Petitioner,	)	
	)	
v.	)	Civil Action No. 01-432-GMS
	)	
RAPHAEL WILLIAMS, Warden,	)	
	)	
Respondent.	)	
	)	

**ORDER**

Petitioner Jamar L. Campbell is a Delaware inmate incarcerated at the Multi-Purpose Criminal Justice Facility in Wilmington. On June 25, 2001, Campbell filed what appeared to be a complaint pursuant to 42 U.S.C. § 1983. (D.I. 2.) Campbell informed the court on May 29, 2002, that he was seeking federal habeas corpus relief pursuant to 28 U.S.C. § 2254. (D.I. 13.) On June 6, 2002, the court notified Campbell that the Antiterrorism and Effective Death Penalty Act of 1996 applies to his petition, and instructed him to elect whether to proceed with his petition as filed. (D.I. 15.) The court received Campbell's election form on June 17, 2002, indicating that he wishes to withdraw his habeas petition without prejudice to file one all-inclusive petition within the one-year period of limitation prescribed by 28 U.S.C. § 2244(d). (D.I. 17.)

Accordingly, IT IS HEREBY ORDERED as follows:

- (1) Campbell's request to withdraw his habeas petition filed pursuant to 28 U.S.C. § 2254 is GRANTED, and his petition is DISMISSED WITHOUT PREJUDICE.

(2) The court declines to issue a certificate of appealability pursuant to 28 U.S.C. § 2253(c)(2) for failure to make a substantial showing of the denial of a constitutional right.

(3) The clerk is instructed to close this case.

IT IS SO ORDERED.

Dated: June 21, 2002

Gregory M. Sleet  
UNITED STATES DISTRICT JUDGE