

UNITED STATES COURT OF APPEALS  
FOR THE THIRD CIRCUIT

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No. 04-4408

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IN RE: RYAN KERWIN,  
Petitioner

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ON A PETITION FOR WRIT OF MANDAMUS FROM THE  
UNITED STATES DISTRICT COURT FOR THE EASTERN DISTRICT OF  
PENNSYLVANIA  
(Related to E.D. Pa. Civ. No. 03-cv-05645)

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Submitted Under Rule 21, Fed. R. App. Pro.  
January 21, 2005  
Before: SCIRICA, Chief Judge, WEIS and GARTH, Circuit Judges.

Filed: April 22, 2005

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OPINION

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PER CURIAM.

Ryan Kerwin, a Pennsylvania inmate serving a five to ten-year sentence in prison imposed in January 1999 for various offenses, has filed a petition for writ of mandamus. Kerwin seeks to compel the District Court to render a final decision on his petition for writ of habeas corpus, which was filed pursuant to 28 U.S.C. § 2254.

On April 11, 2005, subsequent to the filing of Kerwin's mandamus petition, the District Court entered an order denying his § 2254 petition. Because the District Court has afforded Kerwin the relief sought, we will deny the mandamus petition as moot.