

UNITED STATES COURT OF APPEALS  
FOR THE THIRD CIRCUIT

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No. 12-2713

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IN RE: ERIC RAMPERT,  
Petitioner

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On a Petition for Writ of Mandamus from the  
United States District Court for the Middle District of Pennsylvania  
(Related to M.D.Pa. 11-cv-01370)

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Submitted Pursuant to Rule 21, Fed. R. App. P.  
July 19, 2012

Before: McKEE, Chief Judge, ALDISERT and GARTH, Circuit Judges

(Opinion filed: August 30, 2012)

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OPINION

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PER CURIAM

Eric Rampert petitions this Court for a writ of mandamus compelling the United States District Court for the Middle District of Pennsylvania to rule on a habeas corpus petition. We will dismiss the petition as moot.

In June of 2011, Rampert filed a petition for writ of habeas corpus pursuant to 28 U.S.C. §2241. The Commonwealth of Pennsylvania responded on August 17, 2011, and

Rambert filed a traverse on August 26, 2011. On June 20, 2012, Rambert filed a petition with this Court seeking a writ of mandamus directing the District Court to rule on his petition. He later filed a motion for appointment of counsel.

On August 1, 2012, the District Court issued an order denying Rambert's petition. Accordingly, Rambert's mandamus petition is moot and we will therefore dismiss it. See In re Orthopedic Bone Screw Prod. Liab. Litig., 94 F.3d 110 (3d Cir. 1996). The request for appointment of counsel is denied.