

UNITED STATES COURT OF APPEALS
FOR THE THIRD CIRCUIT

No. 09-3748

IN RE: OSSIE R. TRADER,
Petitioner

On a Petition for Writ of Mandamus from the
United States District Court for the Eastern District of Pennsylvania
(Related to D.C. Crim. No. 2:94-cr-00534)

Submitted Pursuant to Rule 21, Fed. R. App. P.
October 30, 2009
Before: SCIRICA, Chief Judge, WEIS and GARTH, Circuit Judges
Opinion filed: November 13, 2009

OPINION

PER CURIAM.

Ossie Robert Trader, a federal prisoner, petitions this Court for a writ of mandamus ordering the District Court for a public hearing on his “Motion for a Speedy Trial,” which he filed on March 2, 1995. Trader subsequently pleaded guilty and was sentenced. He has challenged his conviction and sentence on direct appeal and collateral review, but to no avail.

This is Trader’s fifth attempt to revive his Speedy Trial Act claims by

petitioning for a writ of mandamus. See 322 Fed. Appx. 203 (3d Cir. 2009); 285 Fed. Appx. 973 (3d Cir. 2008); 226 Fed. Appx. 100 (3d Cir. 2007); 161 Fed. Appx. 205 (3d Cir. 2006). However, as this Court has repeatedly informed Trader, his speedy trial motion was terminated due to his guilty plea entered three months later in June 1995. See also, Washington v. Sobina, 475 F.3d 162, 166 & n.5 (3d Cir. 2007) (per curiam) (speedy trial rights are waived by an unconditional and voluntary guilty plea). A guilty plea may not be challenged through a petition for a writ of mandamus.

Accordingly, the petition for a writ of mandamus is denied.