

**IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF ARKANSAS
PINE BLUFF DIVISION**

DAMIEN WAYNE ECHOLS

PETITIONER

v.

CASE NO. 5:04CV00391 BSM

**RAY HOBBS, Director
Arkansas Department of Correction¹**

RESPONDENT

ORDER OF DISMISSAL

Petitioner Damien Wayne Echols's unopposed motion to dismiss his second amended petition for a writ of habeas corpus [Doc. No. 57] is GRANTED. The state court's decision to vacate Echols's conviction and sentence to death has rendered the petition moot. Accordingly, the second amended petition for a writ of habeas corpus is hereby dismissed.

IT IS SO ORDERED this 28th day of September 2011.


UNITED STATES DISTRICT JUDGE

¹Petitioner named as the respondent Larry Norris, Director, Arkansas Department of Correction. Norris has since resigned, and Hobbs has been appointed as director. The clerk's office is directed to correct the docket accordingly. *See* Fed. R. Civ. P. 25(d).