

FILED

UNITED STATES DISTRICT COURT  
MIDDLE DISTRICT OF FLORIDA  
JACKSONVILLE DIVISION

2006 MAY 26 P 2:30

AVISE MERRILL HUNTER

v.

Case No.: 3:05-cv-400-J-20HTS  
3:01-cr-108-J-20TEM

UNITED STATES OF AMERICA

UNITED STATES DISTRICT COURT  
MIDDLE DISTRICT OF FLORIDA  
JACKSONVILLE DIVISION

**ORDER**

On May 24, 2006, the Court conducted a hearing on Petitioner Hunter's Motion to Vacate, Set Aside, or Correct Sentence pursuant to 28 U.S.C. § 2255. (Doc. No. 1). As stated in open court, Petitioner's Motion (Doc. No. 1) is **GRANTED** and his sentence, entered on August 1, 2002 (Doc. No. 390), is hereby **VACATED**. Petitioner shall be re-sentenced on **Tuesday August 1, 2006 at 2:30 P.M.**

**DONE AND ENTERED** at Jacksonville, Florida, this 25 day of May, 2006.

  
**HARVEY E. SCHLESINGER**  
United States District Judge

Copies to:

James H. Burke, Jr., Esq.  
Julie Hackenberry Savell, AUSA  
Probation  
U.S. Marshals