

**FILED**

**UNITED STATES DISTRICT COURT  
MIDDLE DISTRICT OF FLORIDA  
JACKSONVILLE DIVISION**

2009 SEP -2 1 P 2: 17

CLERK, US DISTRICT COURT  
MIDDLE DISTRICT OF FLORIDA  
JACKSONVILLE, FLORIDA

**TROY SLAY**

v.

**Case No. 3:08-cv-764-J-20MCR  
3:07-cr-054-HES-MCR  
3:04-cr-374-HES-MCR**

**UNITED STATES OF AMERICA**

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**ORDER**

Before the Court is Defendant Troy Slay's Motion to Vacate, Set Aside or Correct Sentence Pursuant to 28 U.S. C. § 2255 (Doc. 2, filed August 28, 2008), the United States' Response (Doc. 9, filed January 12, 2009), Defendant's Reply (Doc. 14, filed February 23, 2009), and the United States' Supplemental Response (Doc. 16, filed June 23, 2009). A hearing was held today concerning the issues presently before the Court.

Therefore it is **ORDERED** and **ADJUDGED** that Defendant's Motion is hereby **GRANTED**. Defendant is hereby permitted to file a belated notice of appeal.

**DONE AND ENTERED** at Jacksonville, Florida, this 2<sup>nd</sup> day of September, 2009.

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

Copies to:

Troy Slay, Defendant  
William Mallory Kent, Esq.  
Julie Hackenberry Savell, Esq.