IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF NORTH CAROLINA
WESTERN DIVISION

No. 5:10-CT-3123-BO

SHAUN ANTONIO HAYDEN, Plaintiff,	)	
v.	)	ORDER
ALVIN KELLER, et al., Defendants.	)	

No. 5:10-HC-2272-BO

SHAUN ANTONIO HAYDEN Petitioner,	)	
v.	)	ORDER
ALVIN KELLER, et al., Respondent.	)	

This case was originally brought as a civil rights action under 42 U.S.C. § 1983. Hayden v. Keller, No. 5:10-CT-3123-BO [D.E. 1]. On March 12, 2012, it was dismissed without prejudice and re-opened as a habeas corpus petition in Hayden v. Keller, No. 5:10-HC-2272-BO. Id. [D.E. 7]; Now before the court is a filing of an amended complaint seeking relief solely under 42 U.S.C. § 1983. Hayden, No. 5:10-HC-2272-BO, D.E. 22. The matter is filed through counsel. The filing is ALLOWED. Given the complaint seeks redress through § 1983, not in habeas corpus, the habeas case in this matter is CLOSED. Hayden v. Keller, No. 5:10-HC-2272-BO. The civil rights action, Hayden v. Keller, No. 5:10-CT-3123-BO, which had been closed, is

re-opened, and all future filings, including the notice of summons filed on September 10, 2013, shall be filed in the § 1983 case.

SO ORDERED, this 10 day of September 2013.

TERRENCE W. BOYLE
UNITED STATES DISTRICT JUDGE