

United States Court of Appeals  
FOR THE EIGHTH CIRCUIT

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No. 98-1240

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Rick Lee Grove,

Appellant,

v.

Bureau of Prisons; Martha Jordan,  
Warden,

Appellees.

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Appeal from the United States  
District Court for the  
District of Minnesota

[UNPUBLISHED]

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Submitted: February 11, 1998

Filed: February 25, 1998

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Before McMILLIAN, LOKEN, and MURPHY, Circuit Judges.

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PER CURIAM.

Rick Lee Grove appeals from a final order of the United States District Court for the District of Minnesota, summarily dismissing with prejudice Grove's 28 U.S.C. § 2241 petition for a writ of habeas corpus. In light of our recent decision in Martin v. Gerlinski, No. 97-2232, 1998 WL 7258 (8th Cir. Jan. 13, 1998), and for the reasons discussed therein, we reverse the judgment of the district court and remand the case to the district court with instructions to refer the case to the Bureau of Prisons to properly consider Grove's eligibility for a sentence reduction under 18 U.S.C. § 3621(e)(2)(B). See 8th Cir. R. 47A(a).

A true copy.

Attest:

CLERK, U. S. COURT OF APPEALS, EIGHTH CIRCUIT.