

FILED

June 25, 2019
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CASE NUMBER: S-19-0132

IN THE SUPREME COURT, STATE OF WYOMING

April Term, A.D. 2019

ANDREW JOSEPH LARSON,

Petitioner,

v.

MICHAEL PACHECO, in his Official
Capacity as the Warden, Wyoming
State Penitentiary,

Respondent.

S-19-0132

ORDER DENYING PETITION FOR WRIT OF HABEAS CORPUS

This matter came before the Court upon a "Petition for State Writ of Habeas," filed herein June 10, 2019. After a careful review of the petition, the materials attached thereto, the "Motion to Dismiss Petition for Writ of Habeas Corpus," the materials attached thereto, and the file, this Court finds the petition should be denied. This Court has limited the reach of habeas corpus to contesting the district court's jurisdiction over the subject matter, jurisdiction over the person of the defendant, or its authority to render the particular judgment. *Ex parte Madson*, 25 Wyo. 338, 169 P. 336, 337 (1917); *Weldon v. Wyoming Dept. of Corrections*, 963 F.Supp. 1098, 1101 (D. Wyo. 1997) aff'd 127 F.3d 1110 (10th Cir. 1997); Wyo.Stat.Ann. § 1-27-125; *Nixon v. State*, 2002 WY 118, ¶ 12, 51 P.3d 851, 854 (Wyo. 2002) ("Review in a state habeas corpus action is not time limited, but is seriously limited in scope so that defendants may only raise a claim going to the subject matter or personal jurisdiction of the court. *Hovey v. Sheffner*, 16 Wyo. 254, 265-67, 93 P. 305, 307-08 (1908)."). Petitioner has not established any meritorious jurisdictional claim. It is, therefore,

ORDERED that the petitioner, Andrew Joseph Larson, be allowed to proceed in this matter *in forma pauperis*; and it is further

ORDERED that the Petition for Writ of Habeas Corpus, filed herein June 10, 2019, be, and hereby is, denied.

DATED this 25th day of June, 2019.

BY THE COURT:

/s/

MICHAEL K. DAVIS
Chief Justice

**Additional material
from this filing is
available in the
Clerk's Office.**