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June 29, 2004

To:

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You are hereby notified that the Court has entered the following order:

⁰⁴
No. XX-019853

State ex rel. Grady v. Benik L.C.#02CF7

A petition for writ of habeas corpus having been filed on behalf of petitioner, State of Wisconsin ex rel. Howard Grady;

IT IS ORDERED that the petition is dismissed. The petition alleges ineffective assistance of counsel, a § 971.04 violation, and a hearsay violation. Habeas relief is only available where there is an inadequate legal remedy. These three arguments were previously covered in the December 19, 2003 direct appeal decision (from which no review was sought in this court) and/or in the unsuccessful March 15, 2004 postconviction motion (from which there was no appeal).

Cornelia G. Clark
Clerk of Supreme Court