

UNITED STATES DISTRICT COURT FOR THE WESTERN DISTRICT OF
PENNSYLVANIA

Greudy Santos Disla v. Michael Underwood

Santos Disla v. Underwood · No. 3:24-cv-00267 · Decided January 21, 2026

SUMMARY

The United States District Court for the Western District of Pennsylvania adopted the Magistrate Judge’s Report and Recommendation in part, agreeing that Greudy Santos Disla was ineligible for earned time credits. The court dismissed his 28 U.S.C. § 2241 petition with prejudice as moot because he had been released from Bureau of Prisons custody, and denied a certificate of appealability.

CASE DETAILS

COURT	United States District Court for the Western District of Pennsylvania
WRITING FOR THE COURT	Nora Barry Fischer
JURISDICTION	United States District Court for the Western District of Pennsylvania
DECIDED	January 21, 2026
DOCKET	3:24-cv-00267
DISPOSITION	dismissed
PROCEDURAL POSTURE	Petitioner sought relief under 28 U.S.C. § 2241, challenging the denial of earned time credits against his sentence. The magistrate judge recommended denying the petition because petitioner was statutorily ineligible for the credits. The district court independently reviewed the record, adopted the recommendation in part, and dismissed the petition as moot because petitioner had been released from Bureau of Prisons custody.
STANDARD OF REVIEW	De novo review of the magistrate judge's Report and Recommendation.
PRECEDENTIAL VALUE	nonprecedential

TOPICS

- federal habeas corpus
- post-conviction relief
- sentence modification

PRACTICE AREAS

QUESTIONS PRESENTED

1. Whether the petitioner's challenge to the denial of earned time credits was moot after the Bureau of Prisons released him from custody.
2. Whether the petitioner was statutorily ineligible for earned time credits based on the nature of his conviction.
3. Whether a certificate of appealability was required or should issue for the dismissal of the § 2241 petition.

HOLDINGS

1. The petition was moot because petitioner had been released from BOP custody and the court could no longer provide the requested habeas relief.
2. Petitioner was statutorily ineligible for earned time credits based on the nature of his conviction.
3. No certificate of appealability shall issue because a federal prisoner challenging the denial of a § 2241 petition need not obtain one.

KEY QUOTATIONS

“Because Malik had been released to prerelease custody, his request for release to such custody was moot.”
(Memorandum Order)

“Since the BOP released Petitioner from its custody, there is no longer any habeas relief that this Court can provide.” (Memorandum Order)

FACTUAL BACKGROUND

Greudy Santos Disla filed a § 2241 petition challenging the determination that he could not receive earned time credits against his sentence because of the nature of his conviction. The magistrate judge concluded that he was statutorily ineligible for the credits. During the pendency of the petition, the Bureau of Prisons released Disla from all forms of BOP custody as of August 11, 2025.

PROCEDURAL HISTORY

Magistrate Judge Keith A. Pesto issued a February 21, 2025 Report and Recommendation recommending denial of the § 2241 petition based on petitioner's statutory ineligibility for earned time credits. No objections were filed. After reassignment, Judge Nora Barry Fischer conducted de novo review, agreed that petitioner was ineligible for the credits, but dismissed the petition with prejudice as moot because the Bureau of Prisons locator showed that petitioner had been released from all BOP custody on August 11, 2025.

DISPOSITION

dismissed

CASES CITED

- Malik v. Warden Loretto FCI, No. 23-2281, 2024 WL 3649570, at *2 (3d Cir. Aug. 5, 2024)
- Constantine v. United States, No. 1:23-CV-22, 2023 WL 6811999, at *2 (W.D. Pa. Aug. 28, 2023), report and recommendation adopted, No. CV 23-22, 2023 WL 6810862 (W.D. Pa. Oct. 16, 2023)
- Goodloe v. Warden Lewisburg USP, 2025 WL 342189, at *1 n.1 (3d Cir. 2025)
- Reese v. Warden Phila. FDC, 904 F.3d 244, 246 (3d Cir. 2018)

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