

FOR PUBLICATION
UNITED STATES COURT OF APPEALS
FOR THE NINTH CIRCUIT

FERNANDO BELMONTES, <i>Petitioner-Appellant,</i> v. ROBERT WONG, for the California State Prison at San Quentin, <i>Respondent-Appellee.</i>

No. 01-99018
D.C. No.
CV-89-00736-DFL
Eastern District
of California,
Sacramento
ORDER

Appeal from the United States District Court
for the Eastern District of California
David F. Levi, District Judge, Presiding

On Remand From The United States Supreme Court

Filed June 16, 2010

Before: Stephen Reinhardt, Diarmuid F. O'Scannlain and
Richard A. Paez, Circuit Judges.

ORDER

We have reviewed the briefs filed by the parties following the Supreme Court's issuance of its opinion dated November 16, 2009 in *Wong v. Belmontes*. In light of that opinion, we are compelled to affirm the district court's order denying the writ of habeas corpus.

AFFIRMED.