

**FOR PUBLICATION**

**UNITED STATES COURT OF APPEALS  
FOR THE NINTH CIRCUIT**

RAUL MORALES-IZQUIERDO,

*Petitioner,*

v.

ALBERTO R. GONZALES, Attorney  
General,

*Respondent.*

No. 03-70674

Agency No.  
A79-166-816

ORDER

Filed January 5, 2006

Before: Mary M. Schroeder, Chief Judge, Harry Pregerson,  
Stephen Reinhardt, Alex Kozinski, Pamela Ann Rymer,  
Michael Daly Hawkins, Sidney R. Thomas, Susan P. Graber,  
William A. Fletcher, Ronald M. Gould and Jay S. Bybee,  
Circuit Judges.

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**ORDER**

The Attorney General gave notice filed December 6, 2005, that the government has filed a motion in the district court to transfer to this court Morales's habeas corpus petition challenging the underlying order of deportation. *See* REAL ID Act of 2005, Pub. L. No. 109-13, § 106(c), 119 Stat. 231, 311 (May 11, 2005).

En banc proceedings in this case are STAYED pending further order of this court.

Pursuant to prior order of this court, "[t]he three-judge panel opinion shall not be cited as precedent by or to this court or any district court of the Ninth Circuit, except to the

extent adopted by the en banc court.” *Morales-Izquierdo v. Gonzales*, 423 F.3d 1118, 1118-19 (9th Cir. 2005).



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