

FILED

UNITED STATES COURT OF APPEALS

SEP 28 2012

FOR THE NINTH CIRCUIT

MOLLY C. DWYER, CLERK
U.S. COURT OF APPEALS

ARMENIA LEVI CUDJO, Jr.,

Petitioner - Appellant,

v.

ROBERT L. AYERS, Jr., Warden,
Warden, California State Prison at San
Quentin,

Respondent - Appellee.

No. 08-99028

D.C. No. 2:99-cv-08089-JFW
Central District of California,
Los Angeles

ORDER

Before: KOZINSKI, Chief Judge, O'SCANNLAIN and N.R. SMITH, Circuit
Judges.

Petitioner's Motions for judicial notice (the "Motions"), dated September 15,
2010 and January 27, 2012, are denied as moot, because the majority did not rely
on the evidence subject to the Motions in deciding to reverse and remand the case
to the district court.

IT IS SO ORDERED.