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6 **UNITED STATES DISTRICT COURT**
78 EASTERN DISTRICT OF CALIFORNIA
910 MOLLY M. KILGORE, CV F 07-00872 OWW DLB HC
11 v. Petitioner,
12 DEBORAH PATRICK, [Docs. 36, 38]
13 Respondent.
1415 /
1617 On October 21, 2008, the instant petition for writ of habeas corpus filed pursuant to 28
18 U.S.C. § 2254 was denied on the merits and judgment was entered in favor of Respondent.
19 (Court Docs. 30, 31.) On November 17, 2008, Petitioner filed a notice of appeal. (Court Doc.
20 32.) The case is now pending at the United States Court of Appeals for the Ninth Circuit, case
number 08-17546. (Court Docs. 35, 37.)21 On December 8, 2008, Petitioner filed a motion for transcripts and excerpts of the record.
22 (Court Docs. 36, 38.) Petitioner is advised that the Clerk of Court has forwarded all necessary
23 documents for processing to the Ninth Circuit and upon request any additional court records will
24 likewise be forwarded. Accordingly, Petitioner's motion for transcripts and excerpts of record
25 are DENIED.

26 IT IS SO ORDERED.

27 Dated: February 9, 200928 /s/ Oliver W. Wanger
UNITED STATES DISTRICT JUDGE