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UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF CALIFORNIA

JAIME BENAVENTE, JR.

1: 08 CV 0085 WMW HC

Petitioner,

ORDER DENYING MOTION FOR STAY AS
MOOT.

v.

[Doc. 13]

ANTHONY HEDGPETH, WARDEN,

Respondent.

_____/

Petitioner is a prisoner proceeding with a petition for writ of habeas corpus pursuant to 28 U.S.C. Section 2254. On March 20, 2008, Petitioner filed a motion for a stay of these proceedings. That motion is HEREBY DENIED AS MOOT in light of the court's order of October 6, 2008, denying Petitioner's subsequent motion for a stay.

IT IS SO ORDERED.

Dated: January 12, 2009

/s/ William M. Wunderlich
UNITED STATES MAGISTRATE JUDGE