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10 UNITED STATES DISTRICT COURT  
11 EASTERN DISTRICT OF CALIFORNIA

12 LINO MANUEL PEREZ, ) 1:08-CV-001701 WMW HC  
13 )  
14 Petitioner, ) ORDER REQUIRING FURTHER BRIEFING ON  
15 ) MOTION TO AMEND PETITION  
16 v. ) [Doc. 6]  
17 )  
18 STATE OF CALIFORNIA, )  
Respondent. )  
\_\_\_\_\_ )

19  
20 Petitioner is a state prisoner proceeding pro se with a petition for writ of habeas corpus  
21 pursuant to 28 U.S.C. § 2254. On November 21, 2008, Petitioner filed a motion to amend his  
22 petition to reflect the correct Respondent. In order to rule on Petitioner's motion, the court must have  
23 additional information. Accordingly, Petitioner SHALL, within 30 days of the date of service of  
24 this order, file an amendment to his motion, explaining whether he is currently serving his California  
25 sentence and why he is currently incarcerated in Mississippi. See Rule 2, Rules Governing Section  
26 2254 Cases.

27 IT IS SO ORDERED.

28 **Dated: January 22, 2009**

**/s/ William M. Wunderlich**  
UNITED STATES MAGISTRATE JUDGE