1

1	As the Court is denying Plaintiff's motion without prejudice, his corresponding request for
2	judicial notice is DENIED AS MOOT.
3	IT IS SO ORDERED.
4	Dated:January 30, 2013/s/ Barbara A. McAuliffeUNITED STATES MAGISTRATE JUDGE
5	UNITED STATES MADISTRATE JUDGE
6	
7	
8	
9	
10	
11	
12	
13	
14	
15	
16	
17	
18	
19	
20	
21	
22 23 24 25	
23	
24	
26	
27	
28	