

1 filed the instant motion.

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ANALYSIS

4 Petitioner states that on April 15, 2009, the BPH held a subsequent parole hearing and denied
5 Petitioner parole. Petitioner filed a state habeas petition challenging the BPH's 2009 denial.
6 Petitioner is currently requesting the Court take judicial notice of the state court's decision granting
7 habeas relief. Petitioner also notes that on November 2, 2010, the BPH held a subsequent hearing
8 and found Petitioner suitable for parole. Neither party has lodged the November 2, 2010 hearing
9 transcript. To the extent that Petitioner has a potential release date it may be necessary to evaluate
10 whether the federal petition has been rendered moot.

11 Accordingly, Respondent is ordered to lodge, within two weeks of the date of this order, the
12 transcript and decision from the BPH's November 2010 hearing and/or any hearing held by the BPH
13 affecting Petitioner's status subsequent to the July 22, 2010 Los Angeles County Superior Court's
14 decision.

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ORDER

17 Respondent is ordered to lodge, within two weeks of the date of this order, the complete
18 transcript and decision from the BPH's November 2010 hearing and/or any hearing held by the BPH
19 after July 22, 2010 regarding Petitioner's status.

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21 IT IS SO ORDERED.

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Dated: January 18, 2011

/s/ John M. Dixon
UNITED STATES MAGISTRATE JUDGE

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