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6 UNITED STATES DISTRICT COURT  
7 EASTERN DISTRICT OF CALIFORNIA  
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9 KEITH LON DOOLIN, ) Case No. 1:09-CV-1453-AWI-P  
10 )  
11 ) Petitioner, ) DEATH PENALTY CASE  
12 )  
13 ) vs. )  
14 ) Order Temporarily Staying  
15 ) Execution, Granting In Forma  
16 ) Pauperis Status, and Referring  
17 ) Case to the Selection Board for  
18 ) Recommendation of Counsel  
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15 On August 17, 2009, Petitioner Keith Lon Doolin ("Doolin"), a state  
16 prisoner facing capital punishment and proceeding pro se, filed applications for  
17 appointment of counsel, for stay of execution, and to proceed in forma pauperis,  
18 in the Eastern District of California pursuant to 28 U.S.C. § 2254.

19 Rule 3(a) of the Rules Governing § 2254 Cases provides that a petitioner  
20 seeking in forma pauperis status shall file an affidavit of assets as required by 28  
21 U.S.C. § 1915, as well as a certificate from the prison stating the amount on  
22 deposit in the petitioner's account. Doolin has filed a supporting declaration  
23 with his request for in forma pauperis status, asserting he is indigent and has  
24 only minimal assets, and a certificate from an officer of the prison of the amount  
25 of money or securities Doolin has on deposit at the prison.

26 Each document filed in this case shall be specially marked as follows to

1 facilitate processing:

2 1) Directly below the case number in the caption of each document  
3 provide the following label: "DEATH PENALTY CASE" in capital  
4 letters and underscored;

5 2) At the bottom of the first page of each document insert "DEATH  
6 PENALTY" in capital letters.

7 IT IS ORDERED that:

- 8 1. Doolin's request to proceed in forma pauperis is granted;
- 9 2. Doolin's application for appointment of counsel under 18 U.S.C.  
10 § 3359(a)(2) is granted and the matter is referred to the Federal  
11 Defender and the Selection Board of the Eastern District of California  
12 for either notification that the Federal Defender, Capital Habeas  
13 Unit, is available for appointment or for the recommendation of  
14 other counsel to represent Doolin in these proceedings;
- 15 3. Doolin's request for a stay of execution is temporarily granted and  
16 all court and other proceedings related to the execution of his  
17 sentence of death, including preparation for execution and the  
18 setting of an execution date, are stayed until ninety days after counsel  
19 is appointed pursuant to 28 U.S.C. § 2251(a)(3).

20 IT IS SO ORDERED.

21  
22 DATED: August 19, 2009

23 /s/ Lawrence J. O'Neill

24 United States District Judge  
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