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**UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF CALIFORNIA**

DENNIS NAPIER,

Petitioner,

v.

UNITED STATES OF AMERICA,

Respondent.

1:10-cv-00040 LJO GSA

**ORDER RE PETITIONER’S REQUEST FOR
RECONSIDERATION RE THE
SEPTEMBER 30, 2011 ORDER RE
DESTRUCTION OF FIREARMS (DOC. 88)**

For the reasons set forth in the concurrently-filed memorandum decision:

- (1) Petitioner’s motion for reconsideration of the September 30, 2011 order re disposition of firearms is DENIED.
- (2) Petitioner’s alternative request for a stay pending appeal of the September 30, 2011 Order is GRANTED. The stay shall extend throughout pendency of any appeal, but shall expire automatically if Petitioner fails to file a notice of appeal within thirty (30) days following electronic service of this Order.

SO ORDERED
Dated: October 27, 2011

/s/ Lawrence J. O’Neill
United States District Judge