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10 UNITED STATES DISTRICT COURT  
11 EASTERN DISTRICT OF CALIFORNIA  
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13 ABDUL MALIK MUHAMMAD,  
14                                      Petitioner,  
15                      v.  
16 JAMES D. HARTLEY, Warden,  
17                                      Respondent.  
18

1:10-cv-00094 MJS HC

ORDER REQUIRING PETITIONER TO  
SUBMIT SIGNED DECLARATION

19            Petitioner is a state prisoner proceeding pro se with a petition for writ of habeas corpus  
20 pursuant to 28 U.S.C. § 2254.

21            Upon examination of the petition, the Court has discovered that the petition does not  
22 contain an original signature. Local Rule 131 requires a document submitted to the Court for  
23 filing to include an original signature. In addition, Rule 2(c)(5) of the Rules Governing Section  
24 2254 Cases requires a petition for writ of habeas corpus to “be signed under penalty of perjury  
25 by the petitioner.”

26            In light of the difficulty in having Petitioner submit a new habeas corpus petition,  
27 Petitioner is ordered to submit a document stating that he submitted the instant petition to the  
28 Court and sign that document under penalty of perjury. The document must contain an

1 original signature. Petitioner is granted twenty (20) days from the date of service of this order  
2 to comply with the Court's directive.

3 Petitioner is forewarned that failure to comply with a Court order may result in dismissal  
4 of the petition pursuant to Local Rule 110.

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7 IT IS SO ORDERED.

8 Dated: June 25, 2010

/s/ Michael J. Lenz  
UNITED STATES MAGISTRATE JUDGE

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