

1 i.e., one containing exhausted and unexhausted claims, to allow a petitioner to present
2 unexhausted claims to the state courts. Id.

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4 A review of the California Supreme Court's docket shows that Petitioner's petition for
5 writ of habeas corpus in case number S206349 was denied on January 3, 2013.¹ In light of this
6 denial, Petitioner's claim is no longer pending in state court, and his request to stay this action
7 must be denied as moot. Accordingly,

8 IT IS HEREBY ORDERED that Petitioner's motion to stay the proceedings pursuant to
9 Rhines is DENIED as MOOT.

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12 IT IS SO ORDERED.

13 Dated: January 18, 2013

/s/ Stanley A. Boone
UNITED STATES MAGISTRATE JUDGE

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¹ A court may take judicial notice of court records. See MGIC Indem. Co. v. Weisman, 803 F.2d 500, 505 (9th Cir. 1986); United States v. Wilson, 631 F.2d 118, 119 (9th Cir. 1980).