

1 Cir. 1984). A case becomes moot if the “the issues presented are no longer ‘live’ or the parties lack a
2 legally cognizable interest in the outcome.” Murphy v. Hunt, 455 U.S. 478, 481 (1982). The Federal
3 Court is “without power to decide questions that cannot affect the rights of the litigants before them.”
4 North Carolina v. Rice, 404 U.S. 244, 246 (1971) *per curiam*, quoting Aetna Life Ins. Co. v. Hayworth,
5 300 U.S. 227, 240-241 (1937).

6 Here, the claim raised by Petitioner relates to whether the Bureau of Prisons erred in failing to
7 award Petitioner all of the credits to which he claims he was entitled. Since Petitioner has already been
8 released from federal custody, the award of additional credits—assuming the petition were granted--
9 would be meaningless. Accordingly, the Court preliminarily concludes that there is no case or
10 controversy, and that the petition appears to be moot. However, in order to afford all parties a fair
11 opportunity to be heard on this matter, the Court will permit responses to the Order to Show Cause to
12 be filed within thirty days. If the responses that are filed do not establish that a viable case or
13 controversy still exists, the Court will dismiss the petition as moot.

14 Regarding Petitioner’s motion for an expedited decision, case management at the Court
15 proceeds by the order cases are received, reviewed, and deemed ready for a decision on the merits. The
16 Court is aware of the existence of Petitioner’s case and the length of time that it has been pending.
17 However, due to the enormous caseload of the Court, which has the highest caseload of prisoner cases
18 in the United States, as well as the Court’s detailed and diligent handling of each individual case, a
19 Court decision often takes time. Petitioner’s case will be ruled on in due course.

20 **ORDER**

21 For the foregoing reasons, it is HEREBY ORDERED that Petitioner’s motion for an expedited
22 decision (Doc. 21), is DENIED.

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1 **ORDER TO SHOW CAUSE**

2 Accordingly, within 21 days, the parties are ORDERED to SHOW CAUSE in writing why the
3 petition for writ of habeas corpus should not be dismissed as moot. If responses are not filed within the
4 allotted time period, the Court will issue an order dismissing the petition as moot.

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6 IT IS SO ORDERED.

7 Dated: **January 29, 2015**

/s/ Jennifer L. Thurston
UNITED STATES MAGISTRATE JUDGE