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## UNITED STATES DISTRICT COURT

## EASTERN DISTRICT OF CALIFORNIA

11 ERIC RICHARD ELESON,
12 Petitioner,
13 v.
14 JOE LIZARRAGA, et al.,

1:15-cv-00008-LJO-SAB-HC

ORDER DENYING PETITIONER'S MOTION TO EXPEDITE RULING

(ECF No. 16)

Respondents.

Petitioner is a state prisoner proceeding pro se in a habeas corpus action pursuant to 28 U.S.C. § 2254. On June 19, 2015, Petitioner filed a motion to enter an order granting the habeas petition and release Petitioner. (ECF No. 16). The Court will construe this as a motion to expedite proceedings in the pending petition for writ of habeas corpus.

The Court notes that it does not have an expedited calendar. Petitioner is advised that the Court acts to resolve all pending cases in the most efficient manner possible. The Court is aware of Petitioner's pending petition. On June 23, 2015, the undersigned issued a findings and recommendation in this matter. (ECF No. 15). The findings and recommendation contained notice that Petitioner may file objections within thirty days of service. (ECF No. 15). The assigned District Judge will then review the undersigned's findings and recommendation pursuant to 28 U.S.C. § 636 (b)(1)(c) and Rule 304 of the Local Rules of Practice for the United States District Court, Eastern District of California. The Court notes that the Court's docket of

pending cases is substantial, and the Court must act first on those matters that have been pending the longest. Therefore, Petitioner's motion to expedite must be denied.

Accordingly, IT IS HEREBY ORDERED that Petitioner's motion to expedite the pending petition for writ of habeas corpus is DENIED.

IT IS SO ORDERED.

Dated: **June 23, 2015** 

UNITED STATES MAGISTRATE JUDGE

MA. Ka