



1 On September 30, 2019, petitioner responded to the court's September 17, 2019 order and  
2 "agree[d] that his challenge to the denial of custodial credits retroactively awarded by the First  
3 Step Act is moot to the extent that his petition sought release from prison custody given the fact  
4 that he was released on August 2, 2019." (Doc. No. 20 at 1.) Accordingly, the court finds that  
5 the petition at issue has been rendered moot by petitioner's release from BOP custody.<sup>1</sup>

6 For the reasons set forth above,

- 7 1. The petition for writ of habeas corpus (Doc. No. 1) is denied as having been  
8 rendered moot by petitioner's release from BOP custody;
- 9 2. The assigned magistrate judge's pending findings and recommendations (Doc. No.  
10 6) issued on March 1, 2019 are terminated and petitioner's pending motion for  
11 summary judgment (Doc. No. 3) is denied as having been rendered moot by  
12 petitioner's release from BOP custody; and
- 13 3. The Clerk of the Court is directed to close this case.

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15 IT IS SO ORDERED.

16 Dated: October 1, 2019

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18 \_\_\_\_\_  
19 UNITED STATES DISTRICT JUDGE

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27 <sup>1</sup> Petitioner notes that he "reserves the right to later seek a reduction in his supervised release  
28 term based on his performance on supervision and the failure of the BOP to award him all the  
good time custody credits he was entitled to under the First Step Act." (Doc. No. 20 at 1.)  
However, as petitioner notes, "such a claim for relief will be pursued separately, if at all," (*id.* at  
2), and therefore has no affect on this order.