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UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF CALIFORNIA

MICHAEL SEAN GIANAKOS,
Petitioner,
v.
WARDEN WHITE,
Respondent.

Case No. 1:21-cv-01056-NONE-SKO-HC
ORDER GRANTING MOTION TO AMEND
RESPONDENT
[Doc. No. 6]
ORDER SUBSTITUTING WARDEN
WHITE AS RESPONDENT IN THIS
MATTER

On July 6, 2021, Petitioner filed a federal petition for writ of habeas corpus. He named the United States of America as Respondent in this matter.

On July 15, 2021, Petitioner filed a motion to amend the petition to name Warden White as Respondent in this matter. Warden White is the proper respondent as he is the warden at the petitioner’s institution and has “day-to-day control over” the petitioner. Brittingham v. United States, 982 F.2d 378, 379 (9th Cir. 1992).

Accordingly, Petitioner’s motion to amend the respondent is GRANTED. Warden White is hereby SUBSTITUTED as Respondent in this matter.

IT IS SO ORDERED.

Dated: July 16, 2021

Is/ Sheila K. Oberto
UNITED STATES MAGISTRATE JUDGE