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UNITED STATES DISTRICT COURT  
FOR THE EASTERN DISTRICT OF CALIFORNIA

ANTONIO ESPINOZA,  
  
                                Petitioner,  
  
                                v.  
  
WARDEN, CALIF. STATE PRISON AT  
SAN QUENTIN,  
  
                                Respondent.

No. 2:94-cv-1665 JAM DB P

ORDER

Petitioner is a state prisoner formerly under sentence of death. He is proceeding through counsel with a petition for a writ of habeas corpus. In 2018, the court stayed this case to permit petitioner to exhaust his state remedies. (See ECF No. 289.) On June 13, 2022, petitioner’s counsel filed a document entitled “Report of Claim Disposition.” Counsel informed the court that the parties stipulated to vacate the sentence of death and the state court has imposed a sentence of life without parole. (ECF No. 292.)

Within twenty days of the filed date of this order, petitioner’s counsel shall notify the court whether the resolution of his state court claim constitutes a final decision of the state court on his exhaustion petition and the stay of these proceedings should be lifted.

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IT IS SO ORDERED.

Dated: August 23, 2022



DEBORAH BARNES  
UNITED STATES MAGISTRATE JUDGE

DLB:9  
DB Prisoner Inbox/Capital/espinoza.exh notice