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United States District Court  
Eastern District of California

Larance Andy Smith,  
Petitioner,  
vs.  
Ernie Roe, Warden,  
Respondent.

No. Civ. S 98-1312 EJG PAN P  
Order

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Pursuant to the appellate court's judgment filed January 17,  
2006, petitioner's conviction is vacated with prejudice, the  
application for a writ of habeas corpus is granted and respondent  
immediately shall release petitioner.

So ordered.

Dated: 1/31/06

/s/ Edward J. Garcia  
EDWARD J. GARCIA, JUDGE