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 11 IN THE UNITED STATES DISTRICT COURT  
 12 FOR THE EASTERN DISTRICT OF CALIFORNIA  
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14 JERRY GRANT FRYE,  
 15                    Petitioner,

16 vs.

17 WARDEN, San Quentin State Prison,  
 18                    Respondent.

NO. CIV S-99-0628 LKK-KJM  
DEATH PENALTY CASE

**ORDER GRANTING REQUEST TO FILE  
 UNDER SEAL REQUESTS FOR  
 PRODUCTION**

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 20                    By order filed January 9, 2009, this Court directed Petitioner to file the requests for  
 21 production he served in Step 3 of the discovery plan approved in 2004. The requests for production  
 22 contain information covered by the protective order filed April 19, 2004. Therefore, Petitioner has  
 23 requested that the discovery documents be filed under seal. GOOD CAUSE appearing, Petitioner's  
 24 request is GRANTED. The requests for production shall be filed under seal.

25 IT IS SO ORDERED.

26 Dated: January 21, 2009.

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 28 U.S. MAGISTRATE JUDGE