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5 Attorney for Petitioner  
 6 **KEVIN B. JOHNSON**

7  
 8 **IN THE UNITED STATES DISTRICT COURT**  
 9 **IN AND FOR THE EASTERN DISTRICT OF CALIFORNIA**

10  
 11 **WADE FELIX THORNTON,** ) No. CIV S-03-0755 MCE DAD P  
 )  
 12 Petitioner, )

13 v. ) **ORDER**

14 **DIANA K. BUTLER,** )  
 )  
 15 Respondent. )

16 \_\_\_\_\_ )  
 17 **KEVIN B. JOHNSON,** ) No. CIV S-04-0892 MCE DAD P  
 )  
 18 Petitioner, )

19 v. )  
 20 **JIM HAMLET, Warden, et al.,** )

21 Respondent. )  
 \_\_\_\_\_ )

22 Based upon the stipulation of the parties, it is ORDERED that the evidentiary  
 23 hearing scheduled for May 4, 2009, is vacated. A status conference will be held instead on May  
 24 4, 2009, at 9:00 a.m. in Courtroom No. 27.

25 DATED: April 16, 2009.

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 27   
 \_\_\_\_\_  
 28 DALE A. DROZD  
 UNITED STATES MAGISTRATE JUDGE

28 DAD:8:thorntonjohnson.vac