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

10 JOHN S. TINKER,

11 Petitioner,

No. CIV S-06-0726 MCE KJM P

12 vs.

13 TOM L. CAREY, Warden,


14 Respondent.

ORDER

15 _____/
16 On January 12, 2009, petitioner filed a request for reconsideration of the
17 magistrate judge's order filed November 17, 2008, denying petitioner's motion for leave to file
18 an amended petition. Pursuant to Local Rule 72-303(f), a magistrate judge's orders shall be
19 upheld unless "clearly erroneous or contrary to law." Upon review of the entire file, the court
20 finds that it does not appear that the magistrate judge's ruling was clearly erroneous or contrary
21 to law.

22 Therefore, IT IS HEREBY ORDERED that, upon reconsideration, the order of the
23 magistrate judge filed November 17, 2008, is affirmed.
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1 Dated: January 21, 2009

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4 MORRISON C. ENGLAND, JR.
5 UNITED STATES DISTRICT JUDGE
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