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

KEVIN MICHAEL SMITH,

2:06-cv-01762-RCT

Petitioner,

vs.

RICHARD KIRKLAND, et al.,

Respondents.

\_\_\_\_\_/ JUDGMENT

Today this Court issued its Memorandum Decision and Order disposing of this case in its entirety. Accordingly, judgment is hereby entered in favor of Respondents, Petitioner shall take nothing, and the case is dismissed with prejudice.

DATED this 25th day of November, 2009.

/s/ Richard C. Tallman  
UNITED STATES CIRCUIT JUDGE  
Sitting by designation