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

Steven Eric Walker,

2:06-cv-02062-ATG

Petitioner,

ORDER VACATING REQUEST TO ALTER  
JUDGMENT

vs.

D.K. Sisto, Warden,

Respondent.

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On December 3, 2009, this Court denied Petitioner Steven Eric Walker's ("Petitioner") Petition for a Writ of Habeas Corpus. Now before the Court is Petitioner's Request to Alter Judgment. The "some evidence" standard of *Sass v. Cal. Bd. of Prison Terms*, 461 F.3d 1123 (9th Cir. 2006) is the law of the Ninth Circuit unless and until it is overturned. For the reasons set forth in the Court's December 3, 2009 Order, Petitioner's Request to Alter Judgment is DENIED.

Dated: December 22, 2009

/s/ Alfred T. Goodwin

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ALFRED T. GOODWIN  
United States Circuit Judge  
Sitting by designation