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| UNITED STATES DISTRICT COURT CENTRAL DISTRICT OF CALIFORNIA | |
| ERNEST DETORE <div style="text-align: center;">v.</div> RICH SUBIA | CASE NUMBER <u>EASTERN DISTRICT OF CA CV 08-0002 TJH</u> ORDER RE: CERTIFICATE OF APPEALABILITY |
| PETITIONER RESPONDENT. | |


On 11/19/09, Petitioner filed a Notice of Appeal and a request for a Certificate of Appealability pursuant to 28 U.S.C. § 2253. The Court has reviewed the matter.

IT IS HEREBY ORDERED:

☐ The Certificate of Appealability is **GRANTED**. The specific issue(s) satisfy §2253(c)(2) as follows:

- ☒ The Certificate of Appealability is **DENIED** for the following reason(s):
- ☒ There has been no substantial showing of the denial of a constitutional right.
 - ☐ The appeal seeks to test the validity of a warrant to remove to another district or place for commitment or trial.
 - ☐ The appeal seeks to test the validity of the detention pending removal proceedings.

4/9/10
Date


United States District Judge