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

CHANCELLOR WADE,

Petitioner,

No. CIV S-08-0456 MCE GGH P

vs.

M.C. KRAMER, Warden,

Respondent.

ORDER

_____ /

Petitioner, a state prisoner proceeding pro se, has filed an application for a writ of habeas corpus pursuant to 28 U.S.C. § 2254. The matter was referred to a United States Magistrate Judge pursuant to 28 U.S.C. § 636(b)(1)(B) and Local General Order No. 262.

On October 28, 2008, the magistrate judge filed findings and recommendations herein which were served on petitioner and which contained notice to petitioner that any objections to the findings and recommendations were to be filed within twenty days. Petitioner has not filed objections to the findings and recommendations.

The court has reviewed the file and finds the findings and recommendations to be supported by the record and by the magistrate judge’s analysis. Accordingly, IT IS HEREBY ORDERED that:

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1. The findings and recommendations filed October 28, 2008, are adopted in full;

and

2. Petitioner's August 20, 2008, motion to stay (#6) is granted; this action is administratively stayed pending petitioner's exhaustion of additional claims; petitioner is required to advise the court within thirty days of completion of exhaustion.

Dated: January 9, 2009


MORRISON C. ENGLAND, JR.
UNITED STATES DISTRICT JUDGE