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

JOHN MONTALVO,

Petitioner,

No. CIV S-08-1224 KJM DAD (TEMP) P

vs.


MALFI, Acting Warden,

Respondent.

ORDER

The undersigned hereby recuses herself from this action under 28 U.S.C. § 455(a). Accordingly, IT IS HEREBY ORDERED that the Clerk of the Court is directed to randomly refer this case to another district judge for any further proceedings that may be appropriate or required.

DATED: January 26, 2011.



UNITED STATES DISTRICT JUDGE

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