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IN THE UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF CALIFORNIA

MATTHEW G. JENNINGS,

Plaintiff - Appellant,  
vs.

2:08-cv-01305-HDM-RAM  
C/A # 10-15529

A. MORELAND, Correctional  
Officer; *et al.*,

**ORDER ON MANDATE**

Defendant - Appellees.

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The above-entitled cause having been before the United States Court of Appeals for the Ninth Circuit, and the Court of Appeals having on April 15, 2010, issued its mandate dismissing the appeal for lack of jurisdiction, and the Court being fully advised in the premises, NOW, THEREFORE, IT IS ORDERED that the mandate be spread upon the records of this Court.

DATED this 10<sup>th</sup> day of May, 2010.

*Howard D McKibbin*

United States District Judge