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

JUAN PATINO ALVAREZ,

Petitioner,

No. 2:08-cv-1320 JFM (HC)

vs.

KATHY PROSPER, Warden,

Respondent.

ORDER

_____/

Petitioner, a state prisoner proceeding with a petition for writ of habeas corpus pursuant to 28 U.S.C. § 2254, has filed a notice of voluntary dismissal of the instant action.

Good cause appearing, IT IS HEREBY ORDERED that this action is dismissed.

See Fed. R. Civ. P. 41(a)(1)(A)(i); Rule 11, 28 U.S.C. foll. § 2254.

DATED: July 27, 2009.


UNITED STATES MAGISTRATE JUDGE

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