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

10 FRANK IRVIN MOPPINS,

11 Petitioner,

No. CIV S-08-CV-2243 MCE CHS P

12 vs.

13 D. K. SISTO, Warden, et al.,

14 Respondents.

ORDER

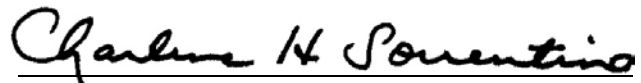
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16 Petitioner, Frank Irvin Moppins, is a former state prisoner who is currently on parole.
17 He is proceeding *pro se* with an application for a writ of *habeas corpus* pursuant to 28 U.S.C. §
18 2254. Petitioner challenges the February 13, 2007 decision of the California Board of Parole
19 Hearings (“the Board”) finding him unsuitable for parole, and seeks, *inter alia*, a reversal of that
20 decision and his immediate release from his allegedly unconstitutional confinement. Petitioner has
21 had no contact with the court since submitting his Traverse on February 13, 2009. However, it
22 appears that Petitioner was released on parole on October 19, 2009. *See* Respondent’s Notice of
23 Release on Parole, filed Nov. 11, 2009. Therefore, this action may be moot.

24 It is also noted that Petitioner bears the responsibility of prosecuting this case.
25 Petitioner is obligated to inform the court and Respondent of any change of address and must
26 comply with the court’s orders in a timely manner. Failure to do so may result in dismissal of this

1 action for failure to prosecute pursuant to Federal Rule of Civil Procedure 41(b).

2 Accordingly, IT IS HEREBY ORDERED that within twenty days of the date of this
3 order, Petitioner shall show cause why this action should not be dismissed as moot.

4 DATED: September 10, 2010

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7 CHARLENE H. SORRENTINO
8 UNITED STATES DISTRICT COURT
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