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UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF CALIFORNIA

JOSE RAMIREZ TORRES,
Petitioner,
v.
MARION SPEARMAN, Warden,
Respondent.

No. 2:09-cv-0531 MCE AC P

ORDER

This petition for writ of habeas corpus was dismissed without prejudice by Order, filed on September 18, 2013, the case was closed and judgment was entered accordingly. Petitioner has now filed a first amended petition on April 2, 2014 in this closed case, which must be stricken and re-opened as a new case.

Accordingly, IT IS ORDERED that the Clerk of the Court:

1. Strike the first amended petition, ECF No. 76, from the docket of this closed case;
2. Open a new case and file the first amended petition in the new habeas proceeding;
3. Assign the new case to District Judge Morrison C. England, Jr., and Magistrate Judge


Allison Claire. See L.R. 190(d);

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4. Make appropriate adjustment in the assignment of civil cases to compensate for this additional assignment.

DATED: April 3, 2014



ALLISON CLAIRE
UNITED STATES MAGISTRATE JUDGE