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

CHARLES A. FORDJOUR,

Petitioner,

No. CIV S-09-1923 GGH P

vs.

ERIC H. HOLDER, JR., et al.,

Respondents.

ORDER

_____/

Petitioner has filed an application for a writ of habeas corpus pursuant to 28 U.S.C. § 2241, together with a motion to proceed in forma pauperis.

Examination of the in forma pauperis affidavit reveals that petitioner is unable to afford the costs of suit. Accordingly, the motion for leave to proceed in forma pauperis is granted. See 28 U.S.C. § 1915(a).

Since petitioner may be entitled to the requested relief if the claimed violation of constitutional rights is proved, respondent will be directed to file an answer or a motion to dismiss.

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1 In accordance with the above, IT IS HEREBY ORDERED that:

2 1. Petitioner's July 15, 2009 motion to proceed in forma pauperis (Docket No. 2)
3 is granted;

4 2. Respondent is directed to file an answer or a motion to dismiss within thirty
5 days from the date of this order. If an answer is filed, respondent shall include with the answer
6 any and all transcripts or other documents relevant to the determination of the issues presented in
7 the application.

8 3. Petitioner's traverse, if any, is due on or before thirty days from the date
9 respondent's answer is filed; an opposition to a motion to dismiss is due within thirty days of
10 service of the motion to dismiss;

11 4. The Clerk of the Court shall serve a copy of this order, *the*
12 *consent/reassignment form contemplated by Appendix A(k) to the Local Rules of this court*
13 together with a copy of petitioner's application for a writ of habeas corpus pursuant to 28 U.S.C.
14 § 2241 on the United States Attorney.

15 DATED: July 28, 2009

16 /s/ Gregory G. Hollows

17 _____
18 GREGORY G. HOLLOWES
19 UNITED STATES MAGISTRATE JUDGE

19 GGH:mp
20 ford1923.100.2241