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

RAMIRO MONTANEZ,

Petitioner,

No. CIV S-09-1865 KJM P

vs.

MATTHEW CATE, et al.

Respondents.

ORDER

_____/

Petitioner, a state prisoner proceeding through counsel, has filed an application for a writ of habeas corpus pursuant to 28 U.S.C. § 2254. Petitioner has paid the filing fee. Petitioner requests that this action be stayed while he exhausts state court remedies with respect to claims 1-3. Pet. at 3-4. Good cause appearing, IT IS HEREBY ORDERED that:

1. This action is stayed;
2. The Clerk of the Court is directed to administratively close this case; and
3. Petitioner shall inform the court within ten days of the exhaustion of state court remedies with respect to claims 1-3 in his habeas petition.

DATED: July 24, 2009.



U.S. MAGISTRATE JUDGE