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

CEDRIC W. CONNER,

Petitioner,

No. 2:09-cv-01994 KJN P

vs.

R BARNES, Warden,

Respondent.

ORDER TO SHOW CAUSE

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Petitioner is a state prisoner proceeding in forma pauperis and without counsel pursuant to an application for writ of habeas corpus under 28 U.S.C. § 2254. Both parties have consented to the jurisdiction of the magistrate judge for all purposes. See 28 U.S.C. § 636(c); Local Rule 305(a). On June 25, 2010, respondent filed a motion to dismiss this action.

Petitioner has not filed an opposition or otherwise responded to the motion. Local Rule 230(l) provides in part: “Failure of the responding party to file written opposition or to file a statement of no opposition may be deemed a waiver of any opposition to the granting of the motion . . . .”


Good cause appearing, IT IS HEREBY ORDERED that petitioner shall show cause in writing, within twenty-one days after service of this order, why his failure to oppose respondent’s June 25, 2010 motion to dismiss should not be deemed a waiver of any opposition to the granting of the motion, and shall file such opposition. Petitioner is cautioned that failure to

1 respond to the instant order, or to file an opposition to the pending motion to dismiss, will result  
2 in the dismissal of this action.

3 SO ORDERED.

4 DATED: October 26, 2010

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KENDALL J. NEWMAN  
UNITED STATES MAGISTRATE JUDGE

conn1994.osc.no.opp.