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United States District Court
Eastern District of California

GARY McNAIR,
Petitioner,
v.
J.W. HAVILAND, *et al*,
Respondents.

CV 09-02078 TJH

Order

The Court has considered Respondents' motion to dismiss, together with the moving papers.

Since Petitioner has been paroled, this case is now moot. *See Burnett v. Lampert*, 432 F.3d 996, 1001 (9th Cir. 2005). Accordingly,

It is Ordered that the *habeas* petition be, and hereby is, Dismissed.

Date: July 11, 2011



Terry J. Hatter, Jr.
Senior United States District Judge