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8	IN THE UNITED STATES DISTRICT COURT
9	FOR THE EASTERN DISTRICT OF CALIFORNIA
10	TENG YANG,
11	Petitioner, No. 2:09-cv-2578-JFM (HC)
12	VS.
13	CHARLES DEROSA, Warden,
14	Respondent. <u>ORDER</u>
15	/
16	Examination of this action and the court's records reveals that the petitioner has
17	previously filed a petition for relief in the same matter. <sup>1</sup> (No. 2:08-cv-2233-KJM (HC).) Said
18	petition is still pending. Good cause appearing, pursuant to Local Rule 81-190(d), the above-
19	captioned action will be reassigned to the Magistrate Judge who is considering the prior petition.
20	The parties should be aware that reassigning this action under Local Rule 81-
21	190(d) merely has the result that the action is assigned to the Magistrate Judge who is
22	considering the prior petition; no consolidation of the actions is effected at this time. <sup>2</sup>
23	
24	<sup>1</sup> A court may take judicial notice of court records. <u>See MGIC Indem. Co. v. Weisman</u> , 803 F.2d 500, 505 (9th Cir. 1986); <u>United States v. Wilson</u> , 631 F.2d 118, 119 (9th Cir. 1980).
25	<sup>2</sup> All challenges to petitioner's 2003 Butte County conviction must be raised in one
26	action. <u>See</u> Rule 2(c), 28 U.S.C. foll. § 2254.
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1	Accordingly, IT IS HEREBY ORDERED that:
2	1. This action is reassigned to Magistrate Judge Kimberly J. Mueller for all
3	further proceedings; henceforth, the caption on documents filed in this action shall be shown as
4	No. 2:09-cv-2578; and
5	2. The Clerk of the Court shall make appropriate adjustment in the assignment of
6	civil cases to compensate for this reassignment.
7	DATED: October 8, 2009.
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9	UNITED STATES MAGISTRATE JJDGE
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