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

RAYMOND CHRISTIAN FOSS,

Petitioner,

No. 2:09cv-3551 JAM JFM P

vs.

MIKE MARTEL,

Respondent.

ORDER

_____ /

Petitioner is a state prisoner proceeding pro se with an application for a writ of habeas corpus pursuant to 28 U.S.C. § 2254. On September 18, 2012, petitioner filed a motion to disqualify the undersigned. The motion is without merit.

Accordingly, IT IS HEREBY ORDERED that petitioner’s September 18, 2012 motion to disqualify (Doc. No. 104) is denied.

DATED: October 10, 2012

/s/ John A. Mendez
UNITED STATES DISTRICT COURT JUDGE