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

LAWRENCE DELBERT JAMES,

Petitioner,

No. 2: 10-cv-0949 KJN P

vs.

JAMES YATES,

Respondent.

ORDER TO SHOW CAUSE

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Petitioner is a state prisoner proceeding without counsel with an application for writ of habeas corpus pursuant to 28 U.S.C. § 2254. On June 22, 2010, respondent filed a motion to dismiss. Petitioner has not filed an opposition to the motion. Local Rule 230(I) 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 show cause, within twenty-one days, why his failure to oppose respondent's June 22, 2010 motion to dismiss should not be deemed a waiver of any opposition to the granting of the motion. Petitioner is

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1 cautioned that failure to respond to the instant order, or to file an opposition to the pending
2 motion to dismiss, will result in a recommendation that this action be dismissed.

3 DATED: July 28, 2010

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KENDALL J. NEWMAN
UNITED STATES MAGISTRATE JUDGE

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