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

MARIO FLAVIO GARCIA,

Petitioner,

No. CIV S-10-0968 GEB DAD P

vs.

KEN CLARK, Warden,

Respondent.

ORDER

_____ /

Petitioner is a state prisoner proceeding pro se and in forma pauperis seeking relief pursuant to 28 § U.S.C. 2254. Petitioner has two motions pending before the court.

MOTION FOR A STAY AND ABEYANCE

On April 21, 2010, petitioner filed a motion for a stay and abeyance. Therein, petitioner explains that his state habeas petition, raising the same claims as those presented in his pending federal habeas petition, is currently under review by the California Supreme Court.

According to the California Supreme Court’s website, on July 21, 2010 that court denied petitioner’s state habeas petition (Case No. S179195). Accordingly, because petitioner has now fully exhausted his state judicial remedies, the court will deny petitioner’s motion for a stay and abeyance as having been rendered moot.

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