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

JIMMY LEE BOZEMAN, II,

Petitioner,

2: 10 - cv - 1883 - MCE TJB

vs.

RICHARD B. IVES, Warden,  
FCI - Herlong

Respondent.

ORDER

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Petitioner, Jimmy Lee Bozeman, II, a federal prisoner, is proceeding *pro se* with a petition for writ of habeas corpus pursuant to 28 U.S.C. § 2241. Respondent filed an answer to the petition on September 9, 2010. Respondent cited to several attachments in his answer. Attached to Respondent’s answer was a certificate of service which declared that Respondent’s answer, including exhibits, had been served on Petitioner by mail. However, Attachment 6 - Administrative Remedy Record and Attachment 7- Administrative Remedy Generalized Retrieval were not included as exhibits to Respondent’s answer that was filed in this Court. Therefore, on May 16, 2011, Respondent was ordered to file Attachments 6 and 7 as referenced and cited to in his answer. Respondent complied with the May 16, 2011 order by filing Attachments 6 and 7 on May 23, 2011, however no corresponding certificate of service was

1 attached.

2 On a document filed on May 31, 2011 but dated May 25, 2011, Petitioner requested  
3 copies of Attachments 6 and 7 stating that he had yet to receive a copy of these documents. It  
4 light of Respondent's failure to include Attachments 6 and 7 in his copy of his answer filed in  
5 court, as well as Respondent's failure to include a certificate of service with respect to the filing  
6 of Attachments 6 and 7 on May 23, 2011, it is unclear whether Petitioner has in fact ever been  
7 served with Attachments 6 and 7.

8 Accordingly, IT IS HEREBY ORDERED that:

- 9 1. Respondent respond to Petitioner's request within seven (7) days of the date of  
10 this order by either: (1) showing cause that the service of Attachments 6 and 7 to  
11 Petitioner has in fact been made; or (2) serve Attachments 6 and 7 on Petitioner so  
12 as to be in compliance with Local Rule 135(b) and file a certificate of service.

13 DATED: June 6, 2011

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16 TIMOTHY J BOMMER  
17 UNITED STATES MAGISTRATE JUDGE  
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