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UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF CALIFORNIA

ANTHONY EARL RICHARD,
Petitioner,
v.
SUSAN HUBBARD, Warden,
Respondent.

No. 2:12-cv-1436 GEB DAD P

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 19, 2013, this court granted petitioner’s motion to stay this action and hold it in abeyance and ordered petitioner to exhaust his state court remedies on any unexhausted claims forthwith. The court also ordered petitioner to file a status report in this case on the first court day of each month. In petitioner’s most recent status report, filed April 13, 2015, petitioner has informed the court that the California Supreme Court has now denied his exhaustion petition. Petitioner has requested guidance on how to proceed.

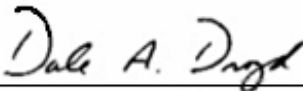
As this court previously informed petitioner when it stayed this action, to proceed in this federal habeas action petitioner must file a motion to lift the stay of this action, together with a motion to amend his petition, and a proposed third amended petition containing all of his exhausted claims.

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Good cause appearing, IT IS HEREBY ORDERED that:

1. Within thirty days of the date of this order petitioner shall file a motion to lift the stay of this action, a motion to amend his petition, and a proposed third amended petition containing all of his exhausted claims; and
2. The Clerk of the Court is directed to send petitioner the court's form for filing a petition for writ of habeas corpus.

Dated: April 22, 2015



DALE A. DROZD
UNITED STATES MAGISTRATE JUDGE

DAD:9
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