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

TIMOTHY C. GRIFFIN,
Petitioner,
v.
S. PERRY,
Respondent.

No. 2:15-CV-1776-MCE-DMC-P

ORDER

Petitioner, a state prisoner proceeding pro se, brought this petition for a writ of habeas corpus pursuant to 28 U.S.C. § 2254. Final judgment was issued on September 26, 2017, and this case was closed. See ECF Nos. 27 and 28. Petitioner appealed, see ECF No. 29, but the appeal was later voluntarily dismissed, see ECF No. 34. Pending before the Court is petitioner’s motion for the appointment of counsel, see ECF No. 30, filed concurrently with petitioner’s notice of appeal.

Petitioner’s motion is construed as motion for appointment of counsel on appeal and, so construed, is denied because petitioner voluntarily dismissed the appeal.

IT IS SO ORDERED.

Dated: March 30, 2020


DENNIS M. COTA
UNITED STATES MAGISTRATE JUDGE