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UNITED STATES DISTRICT COURT  
FOR THE EASTERN DISTRICT OF CALIFORNIA

GEORGE JOHN BOURAS,  
Petitioner,  
v.  
MICHAEL MARTEL,  
Respondent.

No. 2:17-cv-0649 CKD P

ORDER

Petitioner, a California prisoner proceeding pro se, has filed a petition for a writ of habeas corpus pursuant to 28 U.S.C. § 2254. He requests leave to proceed in forma pauperis. Examination of the in forma pauperis application reveals that petitioner is unable to afford the costs of suit. Accordingly, the application to proceed in forma pauperis will be granted. See 28 U.S.C. § 1915(a).

With his petition, petitioner has filed a motion asking that this action be stayed while petitioner exhausts state court remedies with respect to certain claims. Subject to the conditions identified below, that request will be granted. Petitioner is informed, however, that by staying this action, the court makes no representation as to whether any claim in petitioner’s original petition is timely under the applicable statute of limitations, 28 U.S.C. § 2244(d), or that that any claim brought on some later date will be deemed timely. Issues concerning the statute of limitations will not be addressed unless raised by respondent.

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In accordance with the above, IT IS HEREBY ORDERED that:

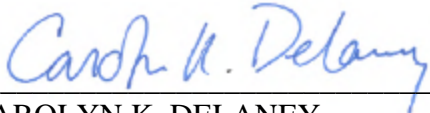
1. Petitioner's request for leave to proceed in forma pauperis (ECF No. 2) is granted.

2. Petitioner's motion for a stay (ECF No. 3) is granted.

3. Within 30 days of the exhaustion of state court remedies, petitioner shall inform the court he has exhausted state court remedies and shall indicate whether he wishes to proceed on the habeas petition already on file or whether he seeks leave to file an amended petition. If petitioner seeks leave to file an amended petition, he must include a copy of the amended petition.

4. The Clerk of the Court is directed to administratively close this case.

Dated: May 8, 2017

  
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CAROLYN K. DELANEY  
UNITED STATES MAGISTRATE JUDGE

<sup>1</sup>  
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