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UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF CALIFORNIA

GLENN O’CONNOR,
Petitioner,
v.
J. LIZARRAGA,
Respondent.

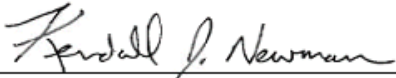
No. 2:17-cv-1704 KJN P

ORDER

Petitioner is a state prisoner, proceeding pro se and in forma pauperis, with a petition for a writ of habeas corpus pursuant to 28 U.S.C. § 2254. On October 3, 2017, respondent filed a motion to dismiss. On November 6, 2017, petitioner filed a response to the motion, stating that he was unaware of the shift from habeas to civil rights for life prisoners seeking relief to a disciplinary charge, as outlined in respondent’s motion, and he “would like to withdraw his habeas petition.” (ECF No. 11 at 2.) Good cause appearing, petitioner’s request is granted, and this action is dismissed without prejudice. Fed. R. Civ. P. 41(a).

In accordance with the above, IT IS HEREBY ORDERED that this action is dismissed without prejudice. Fed. R. Civ. P. 41(a).

Dated: November 8, 2017


KENDALL J. NEWMAN
UNITED STATES MAGISTRATE JUDGE