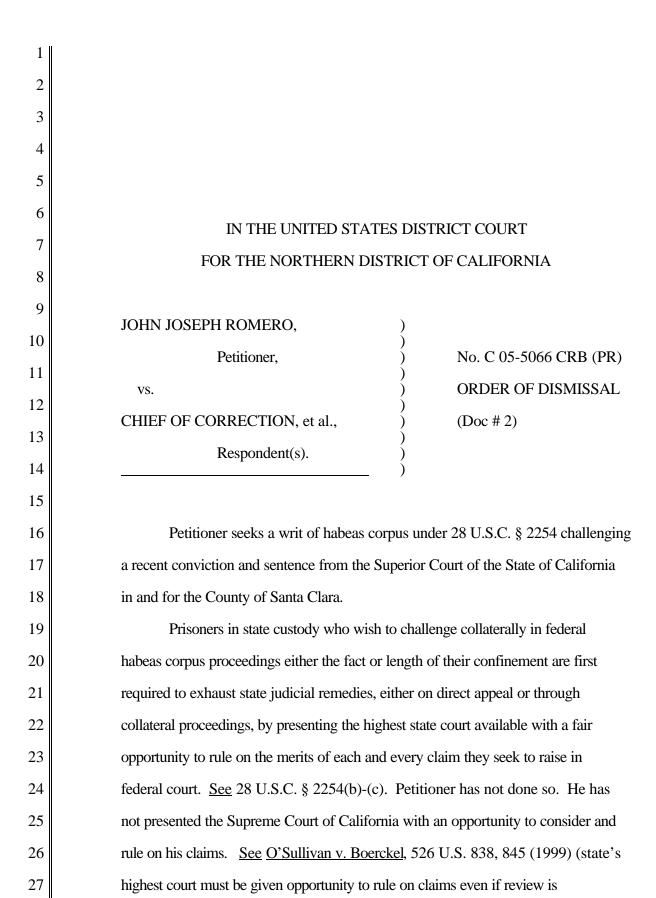
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discretionary); <u>Larche v. Simons</u>, 53 F.3d 1068, 1071-72 (9th Cir. 1995)

(Supreme Court of California must be given at least one opportunity to review state prisoners' federal claims). The petition for a writ of habeas corpus therefore is DISMISSED without prejudice to refiling after state judicial remedies are exhausted. The clerk shall close the file and terminate all pending motions (see, e.g., docs # 2) as moot. SO ORDERED. DATED: December 13, 2005 CHARLES R. BREYER United States District Judge