

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA

THOMAS STEPHEN GUNN,

No. C 07-0347 SI (PR)

Petitioner,

**ORDER DENYING MOTION TO
EXTEND TIME TO FILE**

v.

JAMES A. YATES, Warden,

Respondent.


(Docket No. 45)

The Court denied Petitioner's federal habeas petition, declined to issue a certificate of appealability, and entered judgment in favor of Respondents on January 19, 2010. Petitioner now moves for an extension of time to file a request for a certificate of appealability. (See Docket No. 45.) As the Court declined to issue a certificate of appealability in its order denying the petition, Petitioner's motion for an extension of time to file a request for such a certificate must be DENIED as moot. Petitioner may seek a certificate of appealability from the Court of Appeals.

This order terminates Docket No. 45.

IT IS SO ORDERED.

DATED: April 1, 2010



SUSAN ILLSTON
United States District Judge