

FILED

UNITED STATES COURT OF APPEALS

JAN 22 2009

FOR THE NINTH CIRCUIT

MOLLY C. DWYER, CLERK
U.S. COURT OF APPEALS

In re: CHRISTOPHER JOHNSON.

CHRISTOPHER JOHNSON,

Petitioner,

v.

UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF
CALIFORNIA (SAN FRANCISCO),

Respondent,

EVANS, Warden,

Real Party in Interest.

No. 08-74651

D.C. No. 3:07-cv-05766-WHA
Northern District of California,
San Francisco

ORDER

Before: O'SCANNLAIN, SILVERMAN and BYBEE, Circuit Judges.

Petitioner has not demonstrated that this case warrants the intervention of this court by means of the extraordinary remedy of mandamus. *See Bauman v. United States Dist. Court*, 557 F.2d 650 (9th Cir. 1977). Accordingly, the petition is denied.

nmg/MOATT