

FILED

UNITED STATES COURT OF APPEALS

FEB 25 2009

FOR THE NINTH CIRCUIT

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

In re: JAMES EUGENE EDWARDS;
DAVID E. EDWARDS.

No. 09-70086

JAMES EUGENE EDWARDS; et al.,

D.C. Nos. 3:08-cv-02842-WHA
3:08-cv-02841-WHA

Petitioners,

Northern District of California,
San Francisco

v.

ORDER

UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF
CALIFORNIA,

Respondent,

D.K. SISTO, Warden,

Real Party in Interest.

Before: KOZINSKI, Chief Judge, HAWKINS and GOULD, 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.

All pending motions are denied as moot.

No motions for reconsideration, modification, or clarification of this order shall be filed or entertained.

HS/MOATT