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IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF CALIFORNIA

MARION CEDRIC STARKS,

No. CV-08-5490 MMC (PR)

Petitioner,

JUDGMENT IN A CIVIL CASE

v.

MICHAEL HENNESSEY,

Respondent.

Jury Verdict. This action came before the Court for a trial by jury. The issues have been tried and the jury has rendered its verdict.

Decision by Court. This action came to trial or hearing before the Court. The issues have been tried or heard and a decision has been rendered.

IT IS SO ORDERED AND ADJUDGED the instant petition is hereby DISMISSED. Such dismissal is without prejudice to petitioner's filing a new federal habeas petition once he has exhausted his state remedies by presenting his claims to the highest state court.

Dated: December 18, 2008

Richard W. Wieking, Clerk



By: Tracy Lucero
Deputy Clerk