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8 IN THE UNITED STATES DISTRICT COURT  
9 FOR THE NORTHERN DISTRICT OF CALIFORNIA  
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11 CURTIS DANIELS,

No. C-09-0270 TEH (PR)

12 Petitioner,

13 v.

ORDER

14 BEN CURRY, Warden,


15 Respondent.  
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18 Petitioner, a state prisoner incarcerated at the  
19 Correctional Training Facility in Soledad, California, has filed a  
20 pro se Petition for Writ of Habeas Corpus under 28 U.S.C. § 2254  
21 challenging the California Board of Parole Hearings' ("BPH") refusal  
22 to grant him parole. Doc. #1. After the Court issued an Order to  
23 Show Cause, Respondent filed a Motion to Dismiss on the ground that  
24 Petitioner failed to specify which parole suitability hearing he is  
25 challenging. Doc. #9; see Doc. #8. Petitioner filed an Opposition,  
26 referring to the "attached" BPH transcript of his February 14, 2007  
27 parole suitability hearing. Doc. #10 at 1. Respondent filed a  
28 Reply, Doc. #11; the Motion to Dismiss is now submitted.

1           The Court has reviewed all documents filed in this case;  
2           Petitioner failed to attach the BPH transcript of his February 14,  
3           2007 parole suitability hearing. Therefore, within thirty (30) days  
4           from the date this Order is filed, Petitioner must file a copy of  
5           the February 14, 2007 BPH transcript; otherwise Respondent's Motion  
6           to Dismiss will be granted and the Petition will be dismissed.

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10           IT IS SO ORDERED.

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13       DATED    11/13/09

  
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THELTON E. HENDERSON  
United States District Judge