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**UNITED STATES DISTRICT COURT**  
**NORTHERN DISTRICT OF CALIFORNIA**  
**SAN FRANCISCO DIVISION**

14 RON MOSLEY )  
 15 )  
 16 ) Petitioner, )  
 17 )  
 18 ) v. )  
 19 )  
 20 ) MICHAEL MARTEL, )  
 21 )  
 22 ) Respondent. )  
 23 )  
 24 )  
 25 )  
 26 )  
 27 )  
 28 )

NO. C09-1749 THE  
**STIPULATION AND ~~PROPOSED~~**  
**ORDER OF DISMISSAL**

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21 RON MOSLEY )  
 22 )  
 23 ) Petitioner, )  
 24 )  
 25 ) v. )  
 26 )  
 27 ) MICHAEL MARTEL, )  
 28 )  
 Respondent. )

NO. C10-4907 THE

1 Pursuant to the Court’s March 8, 2012 Order, Petitioner Ron Mosley and  
2 Respondent Michael Martel (together, the “Parties”) jointly submit this stipulation  
3 concerning further briefing in the above-captioned matters.

4 WHEREAS, Respondent agreed that Mosley would remain released on bail  
5 pending the decision of a not-in-custody parole hearing scheduled for February 23, 2012;

6 WHEREAS the Board of Parole Hearings (“Board”) found Mosley suitable for  
7 parole at the February 23, 2012 not-in-custody hearing, and Mr. Mosley thus remains on  
8 release;

9 WHEREAS the Board’s decision became final on June 22, 2012, pursuant to  
10 California Penal Code § 3041(b); and

11 WHEREAS, the Governor’s time to review the Board’s decision expired on July  
12 23, 2012, pursuant to California Penal Code § 3041.2, and the Governor took no action to  
13 disturb the Board’s decision by that date; and

14 WHEREAS, the above-captioned petitions for a writ of habeas corpus are therefore  
15 moot because Mr. Mosley has been released on parole and that decision has become final;

16 NOW, THEREFORE, IT IS HEREBY STIPULATED by the Parties, through their  
17 respective counsel of record, that Mr. Mosley’s petitions in the two above-captioned  
18 matters shall be dismissed as moot.

19 Dated: August 3, 2012

20  
21 BOIES, SCHILLER & FLEXNER LLP

22 By: /s/ Kieran P. Ringgenberg

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Pursuant to L.R. N.D. Cal. 5-1(c)(4) and 5-1(i)(3), the filer attests that concurrence  
in the filing of this document has been obtained from each of the above signatories.

**[PROPOSED] ORDER**

1  
2 Having considered the parties' August 3, 2012 stipulation, and for good cause  
3 shown, it is hereby ORDERED that the above-captioned matters are hereby dismissed  
4 with prejudice.

5  
6 **IT IS SO ORDERED.**

7 Dated: 08/07, 2012

