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

ALVIN RICHARDSON,  
Petitioner,

No. C 09-2227 WHA

v.

MATTHEW CATE, Secretary of the California  
Department of Corrections and Rehabilitation,  
JOHN MARSHALL, Warden California Men's  
Colony,

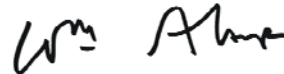
**ORDER SETTING SCHEDULE RE  
MOTION TO DISMISS  
AND VACATING HEARING**

Respondents.

Respondent has filed a motion to dismiss the petition for a writ of habeas corpus in this action. Any response from petitioner shall be due on or before **DECEMBER 30, 2009**. The hearing noticed for February 18, 2010 is hereby vacated. A hearing will be noticed if necessary by the Court if there is not a decision on the papers first.

**IT IS SO ORDERED.**

Dated: November 30, 2009.



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WILLIAM ALSUP  
UNITED STATES DISTRICT JUDGE