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

WILLIAM M. OBERPRILLER,)	
)	
Petitioner,)	No. C 09-3693 CRB (PR)
)	
vs.)	ORDER TO SHOW CAUSE
)	
C. NOLL, Acting Warden,)	(Docket # 2)
)	
Respondent.)	
_____)	

Petitioner, a state prisoner incarcerated at the Correctional Training Facility in Soledad, filed a pro se petition for a writ of habeas corpus under 28 U.S.C. § 2254 challenging the California Board of Parole Hearings' ("BPH") March 4, 2008 decision to deny him parole.

Petitioner also seeks leave to proceed in forma pauperis (IFP) under 28 U.S.C. § 1915. Good cause appearing therefor, petitioner's motion to proceed IFP (docket # 2) is granted.

BACKGROUND

On December 15, 1983, petitioner was sentenced to an indeterminate term of 25 years to life in state prison after a jury in San Bernardino County Superior Court found him guilty of first degree murder.

1 **CONCLUSION**

2 For the foregoing reasons and for good cause shown,

3 1. The clerk shall serve by certified mail a copy of this order and the
4 petition and all attachments thereto on respondent and respondent's attorney, the
5 Attorney General of the State of California. The clerk also shall serve a copy of
6 this order on petitioner.

7 2. Respondent shall file with the court and serve on petitioner, within
8 60 days of the issuance of this order, an answer conforming in all respects to Rule
9 5 of the Rules Governing Section 2254 Cases, showing cause why a writ of
10 habeas corpus should not be issued. Respondent shall file with the answer and
11 serve on petitioner a copy of all portions of the state trial record that have been
12 transcribed previously and that are relevant to a determination of the issues
13 presented by the petition.

14 3. If petitioner wishes to respond to the answer, he shall do so by
15 filing a traverse with the court and serving it on respondent within 30 days of his
16 receipt of the answer.

17 SO ORDERED.

18 DATED: March 10, 2010

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20 _____
21 CHARLES R. BREYER
22 United States District Judge
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