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United States District Court
For the Northern District of California

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

ALFREDO G. PANGILINAN,
Petitioner,

No. C-12-0175 TEH (PR)

v.

ORDER OF DISMISSAL

GREG LEWIS, WARDEN
Respondent.

_____ /

ALFREDO G. PANGILINAN,
Petitioner,

No. C-12-0194 TEH (PR)

v.

ORDER GRANTING IN FORMA PAUPERIS APPLICATION

GREG LEWIS, WARDEN
Respondent.

_____ /

Doc. # 2

Petitioner, a California state prisoner currently incarcerated at Pelican State Bay Prison, has filed two pro se petitions for a writ of habeas corpus under 28 U.S.C. § 2254, both of which challenge his conviction for murder imposed by

1 Contra Costa County Superior Court. The first petition was
2 filed in Case No. C 12-0175 TEH and the second petition was
3 filed in Case No. C 12-0194 TEH. It appears that Petitioner
4 only seeks to file one habeas petition: the petition filed in
5 Case No. C 12-0175 TEH is a form habeas petition and lacks any
6 attachment (see Case No. 12-0175, Doc. #1), while the petition
7 filed in Case No. C 12-0194 TEH is a form habeas petition and has an
8 attached petition for review that was previously filed in the
9 California Supreme Court (see Case No. C 12-0194, Doc. #1). Both
10 the form petitions in Case No. C 12-0175 TEH and Case No. C 12-0194
11 TEH are identical. A completed in forma pauperis application has
12 been filed in Case No. C 12-0175 TEH while the in forma pauperis
13 application filed in Case No. C 12-0194 is incomplete. The motions
14 for appointment of counsel filed in both cases are identical.

15 In the interests of efficiency and justice, the Court
16 closes Case No. C 12-0175 TEH (PR). All pending motions in Case No.
17 C 12-0175 are terminated and this case is closed.

18 Petitioner's habeas petition shall proceed under Case No.
19 C 12-0194 TEH (PR). All future filings shall occur only in Case No.
20 C 12-0194 TEH (PR). The Court takes judicial notice of the
21 completed in forma pauperis application which Petitioner filed in
22 Case No. C 12-0175 TEH (PR). Petitioner's in forma pauperis
23 application filed in Case No. C 12-0194 TEH (PR) is considered
24 complete, and is GRANTED (Case No. C 12-0194 TEH (PR), Doc. #3).

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1 Petitioner shall disregard the Clerk's notice re completion of in
2 forma pauperis affidavit which he received in Case No. C 12-0194 TEH
3 (PR).

4 IT IS SO ORDERED.

5
6 DATED January 18, 2012



THELTON E. HENDERSON
United States District Judge

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UNITED STATES DISTRICT COURT
FOR THE
NORTHERN DISTRICT OF CALIFORNIA

ALFREDO G. PANGILINAN,
Plaintiff,

Case Number: CV12-00175 TEH
CERTIFICATE OF SERVICE

v.


GREG LEWIS et al,
Defendant.

I, the undersigned, hereby certify that I am an employee in the Office of the Clerk, U.S. District Court, Northern District of California.

That on January 19, 2012, I SERVED a true and correct copy(ies) of the attached, by placing said copy(ies) in a postage paid envelope addressed to the person(s) hereinafter listed, by depositing said envelope in the U.S. Mail, or by placing said copy(ies) into an inter-office delivery receptacle located in the Clerk's office.

Alfredo G. Pangilinan #:G-60773
Pelican Bay State Prison
P.O. Box 7500, Housing: A-8-102
Crescent City, CA 95532

Dated: January 19, 2012


Richard W. Wieking, Clerk
By: Jennifer Ottolini, Deputy Clerk

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UNITED STATES DISTRICT COURT
FOR THE
NORTHERN DISTRICT OF CALIFORNIA

ALFREDO G. PANGILINAN,
Plaintiff,

Case Number: CV12-00194 TEH
CERTIFICATE OF SERVICE

v.


GREG LEWIS et al,
Defendant.

I, the undersigned, hereby certify that I am an employee in the Office of the Clerk, U.S. District Court, Northern District of California.

That on January 19, 2012, I SERVED a true and correct copy(ies) of the attached, by placing said copy(ies) in a postage paid envelope addressed to the person(s) hereinafter listed, by depositing said envelope in the U.S. Mail, or by placing said copy(ies) into an inter-office delivery receptacle located in the Clerk's office.

Alfredo G. Pangilinan #:G-60773
Pelican Bay State Prison
P.O. Box 7500, Housing: A-8-102
Crescent City, CA 95532

Dated: January 19, 2012


Richard W. Wieking, Clerk
By: Jennifer Ottolini, Deputy Clerk