

FILED

UNITED STATES COURT OF APPEALS

MAY 26 2009

FOR THE NINTH CIRCUIT

MOLLY C. DWYER, CLERK
U.S. COURT OF APPEALS

GREG LEE,

Petitioner - Appellant,

v.

MIKE EVANS,

Respondent - Appellee.

No. 09-15375

D.C. No. 4:06-cv-06564-SBA
Northern District of California,
Oakland

ORDER

Before: PREGERSON and CANBY, Circuit Judges.

The request for a certificate of appealability is denied. *See* 28 U.S.C.

§ 2253(c)(2). All outstanding motions and requests are denied as moot.

dk/COA