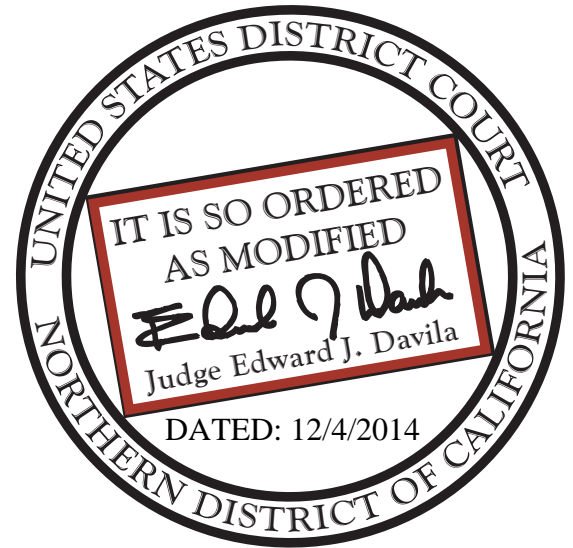


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 9 IN THE UNITED STATES DISTRICT COURT
 10 FOR THE NORTHERN DISTRICT OF CALIFORNIA
 11 SAN JOSE DIVISION

12
 13 **EDDIE VARGAS, SR.,**

C 03-2930 EJD

14 Petitioner,

JOINT REQUEST FOR STATUS HEARING

15 v.

16 **MIKE KNOWLES, Warden,**

17 Respondent.
 18

19
 20 Pursuant to the Clerk's Notice of July 29, 2014 (Doc. 233), Petitioner and Respondent,
 21 jointly through counsel, submit the following:

22 1. Proceedings in this matter have been delayed due to the need for Petitioner to exhaust
 23 his State Court remedies.

24 2. On July 29, 2014 this Court ordered the Clerk to administratively close the file,
 25 pending a decision from the California Supreme Court on petitioner's unexhausted claims. This
 26 Court ordered the parties to file a joint notice within ten days of the Court's decision on
 27 Petitioner's claims requesting that the matter be reopened and that a Case Management
 28 conference be scheduled.

1 3. On November 12, 2014, the California Supreme Court DENIED petitioner's claims.
2 A copy of that Notice is attached hereto as Exhibit 1.

3 4. Therefore, pursuant to the Court's July 29 order, the parties respectfully request that
4 this mater be reopened, and that a Status Conference be scheduled. In addition, counsel for
5 Respondent, Mr. Gregory Ott, respectfully requests permission to appear by telephone for the
6 status conference hearing.

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9 Dated: December 3, 2014.

Respectfully submitted,

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12

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1 IN THE UNITED STATES DISTRICT COURT
2 FOR THE NORTHERN DISTRICT OF CALIFORNIA
3 SAN JOSE DIVISION
4

5 **EDDIE VARGAS, SR.,**

6
7 Petitioner,

C 03-2930 EJD

~~PROPOSED~~ ORDER AS MODIFIED


8 v.

9 **MIKE KNOWLES, Warden,**

10 Respondent.
11

12 Pursuant to the parties' joint request, it is hereby Ordered that the above matter is
13 REOPENED and that a Case Management Conference is set for February 5, 2015 at
14 10:00 AM. The parties shall file a joint case management conference statement on or before
15 January 29, 2015.

16 Dated: 12/4/2014

17 
18 Hon. Edward J. Davila
19 United States District Judge
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