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4 **UNITED STATES DISTRICT COURT**  
5 **FOR THE NORTHERN DISTRICT OF CALIFORNIA**  
6 **SAN JOSE DIVISION**  
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8 Michael Angelo MORALES,

9 Plaintiff,

10 v.

11 Matthew CATE, Secretary of the California  
12 Department of Corrections and Rehabilitation, et  
al.,

13 Defendants.  
14

Case Number 5-6-cv-219-JF-HRL  
Case Number 5-6-cv-926-JF-HRL

DEATH-PENALTY CASE

ORDER FOLLOWING  
REGULATORY ACTION

15 Pursuant to a Notice of Approval of Regulatory Action issued by the Office of  
16 Administrative Law of the State of California, No. 2010-0706-02 SR (Cal. Office Admin. Law  
17 July 30, 2010), Defendants' regulations governing the execution of death sentences by lethal  
18 injection will become effective on August 29, 2010. These regulations are the subject of  
19 litigation to which Plaintiff Michael Angelo Morales is not a party, in which the first hearing is  
20 scheduled on October 13, 2010. *See Sims v. Cal. Dep't of Corr. & Rehab.*, No. CIV 1004019  
21 (Cal. Super. Ct. Marin Cnty. filed Aug. 2, 2010).

22 Good cause appearing therefor, the parties shall submit a joint statement on or before  
23 August 29, 2010, indicating what effect these events should have on scheduling in the present  
24 action.

25 IT IS SO ORDERED.

26  
27 DATED: August 4, 2010

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JEREMY FOGEL  
United States District Judge