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

10 ISAAC MCKINLEY,) No. C 09-3865 RMW (PR)
11)
12 Petitioner,) ORDER
13)
14 vs.)
15)
16 WARDEN JOHN H. HAVILAND,)
17)
18 Respondent.)
19 _____)

20 Petitioner, a state prisoner proceeding pro se, seeks a writ of habeas corpus pursuant to
21 28 U.S.C. § 2254 challenging his conviction and sentence. On September 30, 2009, the court
22 dismissed his petition with leave to amend because the court could not determine what exactly
23 petitioner was challenging. Petitioner was directed to file his amended petition within thirty
24 days from the date of the order. On December 8, 2009, after receiving no communication from
25 petitioner, the court dismissed the case.

26 On July 2, 2010, petitioner filed a motion for relief from judgment, pursuant to Federal
27 Rule of Civil Procedure 60(b)(1). On November 30, 2010, the court granted petitioner's motion
28 for reconsideration, re-opened his case, and directed him to file an amended petition within thirty
days. The court advised petitioner that if he failed to file an amended petition by the deadline,
this action would be dismissed. On January 27, 2011, after having received no communication
from petitioner, the court again dismissed this action and closed the case.