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

JOSEPH BONELLA,	)	No. C 12-2869 RMW (PR)
	)	
Petitioner,	)	JUDGMENT
	)	
vs.	)	
	)	
MICHAEL STAINER,	)	
	)	
Respondent.	)	

The court has dismissed the instant petition for a writ of habeas corpus as untimely. Therefore, judgment is entered in favor of respondent. Petitioner shall take nothing by way of his petition. The Clerk shall close the file.

IT IS SO ORDERED.

DATED: \_\_\_\_\_

*Ronald M. Whyte*  
 RONALD M. WHYTE  
 United States District Judge

UNITED STATES DISTRICT COURT  
FOR THE  
NORTHERN DISTRICT OF CALIFORNIA

JOSEPH BONELLA,  
Plaintiff,

Case Number: CV12-02869 RMW

**CERTIFICATE OF SERVICE**

v.

MICHAEL STAINER et al,  
Defendant.

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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 February 21, 2013, 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.

Joseph Bonella G-56013  
California Correctional Institution  
PO Box 608  
Fac.D/Drm 6/Bnk-45 Low  
Tehachapi, CA 93581-0608

Dated: February 21, 2013

Richard W. Wieking, Clerk  
By: Jackie Lynn Garcia, Deputy Clerk