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2006 SEP -6 PM 1:55
CLERK, U.S. DISTRICT COURT
SOUTHERN DISTRICT OF CALIFORNIA
BY _____ DEPUTY

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF CALIFORNIA

ARIF DURRANI,

Petitioner,

vs.

S.A. HOLENCIK,

Respondent.

CASE NO. 06CV1730-LAB (JMA)

ORDER *SUA SPONTE* DISMISSING HABEAS PETITION

Petitioner Arif Durrani ("Durrani") has filed a Petition For Writ of Habeas Corpus ("Petition") purportedly pursuant to 28 U.S.C. § 2241. The case was originally assigned to Chief Judge Irma E. Gonzalez. Judge Gonzalez determined the petition actually seeks relief appropriately pursued under 28, U.S.C. § 2255, and that such relief should be sought from the sentencing judge. She accordingly instructed the Clerk of Court to transfer the case to the undersigned District Judge in an Order entered August 31, 2006.

This court has read and considered Durrani's Petition. He merely restates and revisits issues the court has previously decided. Accordingly, the court *sua sponte* **DENIES** the Petition and dismisses the case.

IT IS SO ORDERED.

DATED: 9-5-06

Larry A. Burns

HONORABLE LARRY ALAN BURNS
United States District Judge

cc: MAGISTRATE JUDGE JAN M. ADLER
PETITIONER, *PRO SE*
ALL COUNSEL OF RECORD

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