

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF COLORADO

Civil Action No. 09-cv-02203-MSK-MEH

NICHOLAS VALDEZ,

Petitioner,

v.

RICHARD SMELSER, and
JOHN W. SUTHERS, Attorney General of the State of Colorado,

Respondents.

MINUTE ORDER

Entered by Michael E. Hegarty, United States Magistrate Judge, on April 6, 2010.

Petitioner's motion titled "Habeas Corpus Applicant Requests Release Pending Decision Pursuant to F.R.A.P. 23" [[filed April 1, 2010; docket #30](#)] is **granted** only to the extent that the Court takes Petitioner's Section 2254 application under advisement. The motion is **denied** in all other respects.