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**UNITED STATES DISTRICT COURT
DISTRICT OF NEVADA**

ALFONSO MANUEL BLAKE,)
)
 Petitioner,)
)
 vs.)
)
 RENEE BAKER, *et al.*,)
)
 Respondents.)
)
 _____)

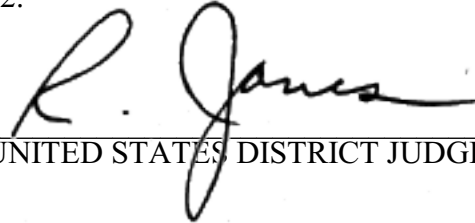
3:09-cv-00327-RCJ-WGC

ORDER TO SHOW CAUSE

On January 6, 2012, this court issued an order for petitioner Blake to show cause why this case should not be dismissed without prejudice as unexhausted pursuant to *Rose v. Lundy*, 455 U.S. 509, 522 (1982). Docket #85. On January 13, 2012, Blake filed a response indicating that he chooses to not abandon his unexhausted claims. Docket #86.

IT IS THEREFORE ORDERED that this action is DISMISSED without prejudice for failure to exhaust state remedies pursuant to the total exhaustion rule of *Rose v. Lundy*, 455 U.S. 509, 522 (1982). The Clerk shall enter judgment accordingly.

DATED: This 18th day of January, 2012.


UNITED STATES DISTRICT JUDGE