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UNITED STATES DISTRICT COURT  
DISTRICT OF NEVADA

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TRAVIS BOWLES,

Petitioner,

Case No. 3:18-cv-00272-MMD-WGC

ORDER

v.

ISIDRO BACA, et al.,

Respondents.

This pro se habeas matter comes before the Court on Petitioner Travis Bowles' Motion to Dismiss Unexhausted Claims Without Prejudice (ECF No. 25).

On May 16, 2019, the Court found the petition in this action to be mixed, containing both exhausted and unexhausted claims. (ECF No. 20.) The Court informed Petitioner of his three options: (1) file a motion to dismiss seeking partial dismissal of only the unexhausted claims; (2) file a motion to dismiss the entire petition without prejudice in order to return to state court to exhaust the unexhausted claims; and/or (3) file a motion for other appropriate relief, such as a motion for a stay and abeyance asking this Court to hold his exhausted claims in abeyance while he returns to state court to exhaust the unexhausted claims. (Id.)

On July 16, 2019, Petitioner elected to dismiss his unexhausted claims without prejudice. No opposition having been filed by Respondents and the time for doing so having expired, Petitioner's motion to dismiss (ECF No. 25) is granted.

It is therefore ordered that Grounds 4, in part, 7(2), 7(3), 7(4), 7(5), 8 and 9 are dismissed without prejudice as unexhausted and by Petitioner's request.<sup>1</sup>

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<sup>1</sup>As explained in the May 16, 2019 order, this Court previously dismissed with prejudice: (i) Ground 4, in part, to the extent it asserts a substantive constitutional as-applied claim as procedurally defaulted; and (ii) Grounds 5, 6 and 8 to the extent they assert claims based on errors in the state postconviction process. (ECF No. 20 at 6.)

