

court erred in denying his motion for recusal. (*See* Dkt. No. 1 at p. 7-8.) In analyzing this claim, this Court must review the last reasoned state court decision. *See Bond v. Beard*, 539 F.3d 256, 289-90 (3d Cir. 2008). The last reasoned decision on this claim was from the trial court which denied petitioner's motion for recusal from the bench as the Appellate Division denied this claim without discussion on direct appeal. However, the transcripts provided to the Court by respondent are missing pages 5-6 of the August 9, 2004 transcript where the trial court denied the motion for recusal. (*See* Dkt. No. 10-5.) Therefore, the respondent shall be ordered to file the missing two pages of the transcript so that the Court can rule on petitioner's recusal claim. Once those missing pages are filed, petitioner's entire habeas petition will be analyzed in due course.

Accordingly, IT IS this 23rd day of March, 2015,

ORDERED that petitioner's motion to compel (Dkt. No. 27.) is denied without prejudice; and it is further

ORDERED that respondent shall file and serve pages 5-6 of the August 9, 2004 transcript (Dkt. No. 10-5.) within fourteen (14) days of the date of this Order.

s/Robert B. Kugler
ROBERT B. KUGLER
United States District Judge