

MAR 29 2010

MOLLY C. DWYER, CLERK
U.S. COURT OF APPEALS

NOT FOR PUBLICATION

UNITED STATES COURT OF APPEALS

FOR THE NINTH CIRCUIT

ALONZO L. TAYLOR,

Petitioner - Appellant,

v.

JIM HAMLET,

Respondent - Appellee.

No. 08-15042

D.C. No. CV-03-00592-MMC

MEMORANDUM*

Appeal from the United States District Court
for the Northern District of California
Maxine M. Chesney, District Judge, Presiding

Submitted March 16, 2010**

Before: SCHROEDER, PREGERSON, and RAWLINSON, Circuit Judges.

California state prisoner Alonzo L. Taylor appeals from the district court's order denying his 28 U.S.C. § 2254 habeas petition. We have jurisdiction pursuant to 28 U.S.C. § 2253, and we affirm.

* This disposition is not appropriate for publication and is not precedent except as provided by 9th Cir. R. 36-3.

** The panel unanimously concludes this case is suitable for decision without oral argument. *See* Fed. R. App. P. 34(a)(2).

Taylor contends that the district court erred when it determined that he entered his guilty plea knowingly and voluntarily. Any error that may have occurred in failing to notify Taylor of the mandatory restitution fine did not have a “substantial and injurious effect or influence” on the outcome of the case. *See Brecht v. Abrahamson*, 507 U.S. 619, 637 (1993).

AFFIRMED.