

DEC 04 2013

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

NOT FOR PUBLICATION

UNITED STATES COURT OF APPEALS

FOR THE NINTH CIRCUIT

JIMMY NATHAN MOODY,

Petitioner - Appellant,

v.

DEBRA DEXTER, Warden and
CALIFORNIA DEPT. OF
CORRECTIONS, Ironwood State Prison,

Respondents - Appellees.

No. 09-56914

D.C. No. 2:08-cv-04530-ODW-RC
Central District of California,
Los Angeles

ORDER AMENDING
MEMORANDUM DISPOSITION
AND DENYING PETITION FOR
PANEL REHEARING

Before: PREGERSON, WARDLAW, and TALLMAN, Circuit Judges.

The memorandum disposition filed on November 1, 2013, is hereby amended as follows: Page 2, at lines 15–16: delete “which contains neither a response from the custodian nor a transcript of an evidentiary hearing.”

With this amendment, the panel has unanimously voted to deny the Petition for Panel Rehearing. The Petition for Rehearing filed on November 15, 2013 is DENIED. No further petitions shall be entertained.