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UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF CALIFORNIA

MICHAEL E. WALKER, II,	)	1:11-00585-AWI-SKO-HC
	)	
Petitioner,	)	ORDER PERMITTING RESPONDENT TO
	)	FILE A REPLY TO PETITIONER'S
v.	)	AMENDED OPPOSITION (DOC. 33) NO
	)	LATER THAN TWENTY (20) DAYS AFTER
	)	SERVICE OF THIS ORDER
DOMINGO URIBE, JR., Warden,	)	
	)	ORDER PERMITTING PETITIONER TO
Respondent.	)	FILE A SUR-REPLY NO LATER THAN
	)	TWENTY (20) DAYS AFTER SERVICE OF
	)	A REPLY

Petitioner is a state prisoner proceeding pro se with a petition for writ of habeas corpus pursuant to 28 U.S.C. § 2254. The matter has been referred to the Magistrate Judge pursuant to 28 U.S.C. § 636(b)(1) and Local Rules 302 through 304.

Pending before the Court is Respondent's motion to dismiss. Petitioner has filed an amended opposition to the motion without leave of Court or a request for such leave. The Court will consider Petitioner's amended opposition despite Petitioner's failure to obtain leave to file amended opposition.

Respondent may FILE a reply to the amended opposition no later than twenty (20) days after the date of service of this order.

1           Petitioner may FILE a sur-reply to any reply filed by  
2 Respondent no later than twenty (20) days after the date of  
3 service of any reply by Respondent.

4           Thereafter, absent further order of the Court, the matter  
5 will be deemed submitted for preparation of findings and  
6 recommendations on the merits of the motion to dismiss.

7  
8 IT IS SO ORDERED.

9 **Dated: October 3, 2012**

**/s/ Sheila K. Oberto**  
**UNITED STATES MAGISTRATE JUDGE**

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