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8	UNITED STAT	ГЕ	S DISTRICT COURT
9	EASTERN DIST	ΓR	ICT OF CALIFORNIA
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11	ROWAN BROOKS,	)	Case No.: 1:11-cv-01315-LJO-JLT
12	Petitioner,	)	AMENDED ORDER DIRECTING PARTIES TO
13	v.	,	FILE BRIEFS AND SETTING BRIEFING SCHEDULE
14	JAMES YATES,	)	SIXTY-DAY DEADLINE
15	Respondent.	)	
16		_′	
17	On March 28, 2016, the Ninth Circuit issued its decision, affirming in part and reversing in		
18	part the dismissal of the petition. (Doc. 43). In that decision, the Ninth Circuit noted that the "district		
19	court did not make findings with respect to whether Brooks was reasonably diligent." ( <u>Id</u> .). On		
20	remand, the Ninth Circuit directed this Court to make a determination whether Petitioner acted		
21	diligently in pursuing relief from the Court's judgment dismissing the petition. ( <u>Id</u> .).		
22	In light of the remand directions, the Court will require the parties to file briefs on the issue of		
23	whether Petitioner acted diligently in pursuing relief from the Court's order dismissing the petition.		
24	The parties shall file briefs on this issue within sixty days of service of this order.		
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**ORDER** Accordingly, the Court **ORDERS**: 1. The parties SHALL FILE briefs addressing the issue of whether Petitioner acted diligently in pursuing relief from the Court's order dismissing the petition within sixty days of service of this order. IT IS SO ORDERED. /s/ Jennifer L. Thurston
UNITED STATES MAGISTRATE JUDGE Dated: May 13, 2016