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IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF CALIFORNIA

LARISSA SCHUSTER,)	Case No. 1:12-cv-01482-AWI SAB
)	
Petitioner,)	ORDER RE PETITIONER’S NOTICE OF
)	INTENT TO RELY ON PETITION ON FILE
v.)	
)	(ECF No. 125)
JANEL ESPINOZA, Warden,)	
)	
Respondent.)	
)	
_____)	

Petitioner is a state prisoner proceeding with a petition for writ of habeas corpus pursuant to 28 U.S.C. § 2254. On July 19, 2018, an order was filed requiring Petitioner to either file an amended petition or a notice of intent to rely on the petition filed in this matter. On September 25, 2018, Petitioner filed a notice of intent to rely on the petition filed.

Accordingly, IT IS HEREBY ORDERED that:

1. Respondent shall file an answer to the Petition (ECF No. 4) within **SIXTY (60)** days of the date of service of this order. See Rule 4, Rules Governing Section 2254 Cases; Cluchette v. Rushen, 770 F.2d 1469, 1473-74 (9th Cir. 1985) (court has discretion to fix time for filing a response); and
2. Petitioner may file a reply within **THIRTY (30)** days of the date Respondent’s

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answer is filed with the Court; and

- 3. If no Reply is filed, the petition and answer shall be deemed submitted at the expiration of the thirty days.

IT IS SO ORDERED.

Dated: September 26, 2018


UNITED STATES MAGISTRATE JUDGE