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**UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF CALIFORNIA**

JAIME PALACIOS,

 Petitioner,

 v.

MICHAEL L. BENOVA,

 Respondent.

Case No. 1:13-cv-01531-LJO-BAM-HC

ORDER GRANTING RESPONDENT TWENTY
(20) DAYS IN WHICH TO SUBMIT
MATERIALS IN SUPPORT OF THE MOTION
TO DISMISS (DOC. 19)

ORDER EXTENDING THE DEADLINE FOR
PETITIONER TO FILE OPPOSITION OR
NOTICE OF NON-OPPOSITION TO THE
MOTION TO DISMISS UNTIL THIRTY (30)
DAYS AFTER RESPONDENT SUBMITS
MATERIALS IN SUPPORT OF THE MOTION
TO DISMISS

Petitioner is a federal prisoner proceeding pro se and in forma pauperis with a petition for writ of habeas corpus pursuant to 28 U.S.C. § 2241. 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 the Respondent's motion to dismiss the petition as moot, which was filed on March 3, 2014. The petition raises claims concerning the disciplinary authority of a disciplinary hearing officer (DHO) who is not an employee of the Federal Bureau of Prisons (BOP). Respondent asserts that claims

1 concerning the disciplinary charges and sanctions that were the
2 subject of the petition have been rendered moot because the charges
3 have been considered by a DHO who is a BOP employee and who imposed
4 independent sanctions. However, Respondent did not submit any
5 evidentiary matter that would tend to establish the facts relating
6 to the asserted rehearing process that would constitute the basis
7 for the request for relief in the form of dismissal of the petition.

8 A court has inherent power to control its docket and the
9 disposition of its cases with economy of time and effort for both
10 the court and the parties. Landis v. North American Co., 299 U.S.
11 248, 254-255 (1936); Ferdik v. Bonzelet, 963 F.2d 1258, 1260 (9th
12 Cir. 1992). In the interest of the efficient administration of
13 justice, the Court exercises its discretion to permit Respondent to
14 supplement the motion with appropriate documentation and evidentiary
15 materials to support the motion for dismissal.

16 Accordingly, it is ORDERED that Respondent may SUBMIT materials
17 in support of the motion to dismiss no later than twenty (20) days
18 after the date of service of this order.

19 The time for Petitioner to file opposition or non-opposition to
20 the motion to dismiss is EXTENDED to no later than thirty (30) days
21 after the date on which Respondent submits to the Court materials in
22 support of the motion.

23 IT IS SO ORDERED.

24 Dated: March 6, 2014

25 /s/ Barbara A. McAuliffe
26 UNITED STATES MAGISTRATE JUDGE