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

JOSE ANTONIO MURILLO,
Petitioner,

v.

J. SOTO, Warden,
Respondent.

Case No. 1:13-cv-01541 LJO MJS (HC)

**ORDER GRANTING RESPONDENT'S
REQUEST TO WITHDRAW MOTION TO
DISMISS**

(Docs. 22, 27)

**ORDER DIRECTING RESPONDENT TO
FILE A RESPONSE WITHIN THIRTY (30)
DAYS**

Petitioner is a state prisoner proceeding with a Petition for Writ of Habeas Corpus pursuant to 28 U.S.C. § 2254.

On January 28, 2014, Respondent filed a motion to dismiss the petition. (Mot. To Dismiss, ECF No. 22.) On April 8, 2014, Respondent filed a request to withdraw the motion to dismiss. (Request, ECF No. 27.) The Court hereby GRANTS the request.

Respondent shall file a response to the petition within thirty (30) days of service of this order. The response shall otherwise comply with the instructions provided in the

1 Court's scheduling order issued October 3, 2013. (Order, ECF No. 10.)

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3 IT IS SO ORDERED.

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Dated: April 30, 2014

/s/ Michael J. Seng
UNITED STATES MAGISTRATE JUDGE

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