

1  
2  
3  
4  
5  
6  
7  
8  
9  
10  
11  
12  
13  
14  
15  
16  
17  
18  
19  
20  
21  
22  
23  
24  
25  
26  
27  
28

UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF CALIFORNIA

BRUCE ARMSTRONG,  
Petitioner,  
v.  
DEBBIE ASUNCION, Warden  
Respondent.

Case No. 1:15-cv-01109-DAD-MJS (HC)  
**ORDER SETTING BRIEFING SCHEDULE ON  
PETITIONER'S MOTION FOR EVIDENTIARY  
HEARING**

Petitioner is a state prisoner proceeding with a petition for writ of habeas corpus pursuant to 28 U.S.C. § 2254. On May 23, 2017, Petitioner, through his counsel, filed a motion for an evidentiary hearing. (ECF No. 30.)

Pursuant to Local Rule 230(g), it is HEREBY ORDERED that the motion shall be submitted upon the record and the briefs, subject to the power of the Court to reopen the matter for further briefs or oral arguments or both. Respondent shall file a response to the motion, if any she has, within thirty days of the date of this order. Petitioner may file a reply within fourteen days of Respondent's response.

IT IS SO ORDERED.

Dated: May 28, 2017

/s/ Michael J. Seng  
UNITED STATES MAGISTRATE JUDGE

1  
2  
3  
4  
5  
6  
7  
8  
9  
10  
11  
12  
13  
14  
15  
16  
17  
18  
19  
20  
21  
22  
23  
24  
25  
26  
27  
28