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8 UNITED STATES DISTRICT COURT  
9 FOR THE EASTERN DISTRICT OF CALIFORNIA  
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11 DEMARIA C. HARGE,  
12 Petitioner,  
13 v.  
14 JIM ROBERSON, Warden,  
15 Respondent.  
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No. 1:20-cv-01255-SKO (HC)

**ORDER DIRECTING CLERK OF COURT  
TO SERVE MOTION FOR STAY ON  
RESPONDENT  
[Doc. 5]**

**ORDER DIRECTING RESPONDENT TO  
FILE RESPONSE TO MOTION  
[30-DAY DEADLINE]**

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18 Petitioner is a state prisoner proceeding *pro se* with a petition for writ of habeas corpus  
19 pursuant to 28 U.S.C. § 2254. He filed the instant habeas petition on July 13, 2020, challenging  
20 his conviction in Stanislaus County Superior Court of murder, murder of a fetus, gross vehicular  
21 manslaughter while intoxicated, evading a peace officer causing death, and driving under the  
22 influence causing injury. Petitioner states that two of the four claims presented in the petition are  
23 unexhausted. Concurrent with his petition, Petitioner filed a motion for a stay of the proceedings.  
24 (Doc. 5.)

25 **ORDER**

26 Accordingly, IT IS HEREBY ORDERED:

- 27 1) The Clerk of Court is DIRECTED to serve the motion for stay (Doc. 5) on  
28 Respondent;

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- 2) Respondent is DIRECTED to file an opposition or statement of nonopposition to the motion within thirty (30) days of the date of service of this order; and
- 3) In the event Respondent files an opposition, Petitioner is GRANTED thirty (30) days to file a reply.

IT IS SO ORDERED.

Dated: September 4, 2020

/s/ Sheila K. Oberto  
UNITED STATES MAGISTRATE JUDGE