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

DUANE HOLLOWAY,

Petitioner,

No. CIV S-05-2089 FCD EFB P

vs.

ROBERT WONG, Acting Warden,

Respondent.

ORDER
DEATH PENALTY CASE

On November 4, 2009, the court held a status conference in the above-captioned case. At the conference, the court ordered as follows:

1. Respondent shall file and serve an answer to the September 29, 2006 petition on or before March 4, 2010.

2. Respondent shall file and serve a motion for summary adjudication on or before April 29, 2010. Petitioner’s opposition or statement of non-opposition shall be filed and served on or before June 24, 2010, and respondent’s reply, if any, shall be filed on or before July 8, 2010. A hearing on respondent’s motion for summary adjudication is set for July 21, 2010 at 10:00 a.m., in Courtroom No. 25.

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1 3. Counsel for petitioner shall file, under seal, a proposed Phase III budget, by December
2 30, 2009. An ex parte conference with petitioner's counsel regarding the budget will follow on
3 January 6, 2010 at 10:00 a.m., in Courtroom No. 25.

4 SO ORDERED.

5 Dated: November 12, 2009.

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7 EDMUND F. BRENNAN
8 UNITED STATES MAGISTRATE JUDGE
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