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

KENNETH LEE MARTINEZ,

Petitioner,

Case No. 2:06-cv-00831 ALA (HC)

vs.

ROSEANNE CAMPBELL, Warden,

ORDER

Respondent.

_____ /

On January 30, 2009, Petitioner Kenneth Lee Martinez (“Petitioner”) filed a “Motion for Supplemental Brief that Addresses the California Supreme Courts December 10, 2008 order in Case Number S167946.”¹ (Doc. No. 87.)

On December 30, 2008, this court granted Petitioner an extension of time to file his traverse—from December 12, 2008 until January 30, 2009. (Doc. No. 84.) The court specifically stated that “No further extensions of time will be granted.” *Id.* On January 29, 2009, Petitioner filed a 158-page Traverse and 90-page “Petition for Writ of Mandate” (Doc. No. 86). Because this voluminous filing was submitted well after the California Supreme Court’s

¹ The California Supreme Court’s order stated “[t]he petition for review is denied without prejudice to any relief to which defendant might be entitled after the United States decides *Oregon v. Ice*, No. 07-901.” *People v. Martinez*, 2008 Cal. LEXIS 14391, Case No. S167946 (Cal. Dec. 10, 2008).

