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

JIMMY LEE BILLS,

Petitioner,

No. CIV S-06-2223 MCE GGH P

vs.

KEN CLARK, et al.,

Respondents.

ORDER

_____ /

By order filed on January 27, 2012, the second evidentiary hearing in this matter was re-set for Wednesday, April 18, 2012, at 9:00 a.m. before the undersigned, pursuant to a request by petitioner’s counsel for the hearing to be re-set to accommodate a proposed new expert for petitioner. Petitioner’s request for funding of the expert was vacated with directions to counsel to file a modified funding request within seven days; thereafter, petitioner was granted an extension of time to file the modified request.

In a status report regarding the modified funding request, which was filed one day late as counsel for petitioner acknowledges, counsel informs the court that her dogged efforts to secure the services of the proposed new expert have proved fruitless. Petitioner’s counsel sets forth steps she has taken since to obtain the expertise she seeks with respect to TABE testing but has as yet not secured an expert for which she might seek funding. Counsel asks for permission

