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

DAVID ALLEN RUNDLE,

Petitioner,

No. 2:08-cv-01879 GEB KJN

vs.

DEATH PENALTY CASE

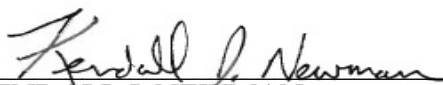
WARDEN,
San Quentin State Prison,

Respondent.

ORDER

Respondent has filed an Answer. The undersigned will hold a status conference on October 14, 2010 at 10:00 a.m. Counsel need not file status reports but shall be prepared to discuss: (1) the necessity of a traverse; (2) whether any procedural issues should be addressed before the case proceeds to phase III and, if so, a timeline for litigating them; and (3) dates for completing discovery and the filing of any motion for an evidentiary hearing.

DATED: September 16, 2010


KENDALL J. NEWMAN
UNITED STATES MAGISTRATE JUDGE

rundle cmc.or