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

ARQUIMEDES MENDOZA,

Petitioner,

No. 2:09-cv-1710 MCE DAD P

vs.

MATTHEW CATE,

Respondent.

ORDER

\_\_\_\_\_ /

Petitioner is a state prisoner proceeding through counsel with a petition for a writ of habeas corpus pursuant to 28 U.S.C. § 2254. On December 17, 2012, petitioner filed a request to modify the briefing schedule set forth in this court’s November 19, 2012 order. Good cause appearing, that request will be granted.

Accordingly, IT IS ORDERED that:

1. On or before January 21, 2013, petitioner may file a motion to expand the record or any other motion he deems appropriate in order to proceed with this habeas action;
2. Respondent shall file an opposition to petitioner’s motion, if any, on or before February 21, 2013;
3. Petitioner may file a reply to respondent’s opposition on or before February 28, 2013.

1 4. The hearing currently scheduled for February 8, 2013 is vacated.

2 5. A hearing on petitioner's motion filed pursuant to this order shall be held on  
3 March 15, 2013 at 10:00 a.m. in courtroom #27.

4 DATED: December 18, 2012.

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8 DALE A. DROZD  
9 UNITED STATES MAGISTRATE JUDGE

8 DAD:8  
9 mendoza1710.vac(2)

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