(HC) Mendoza v. Cate	
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8	IN THE UNITED STATES DISTRICT COURT
9	FOR THE EASTERN DISTRICT OF CALIFORNIA
10	ARQUIMEDES MENDOZA,
11	Petitioner, No. 2:09-cv-1710 MCE DAD P
12	VS.
13	MATTHEW CATE,
14	Respondent. <u>ORDER</u>
15	/
16	Petitioner is a state prisoner proceeding through counsel with a petition for a writ
17	of habeas corpus pursuant to 28 U.S.C. § 2254. On January 22, 2013, petitioner filed a request to
18	modify the briefing schedule set forth in this court's order dated December 18, 2012. This is
19	petitioner's third request for a modification of the briefing schedule. Good cause appearing, that
20	request will be granted. However, no further modifications of the briefing schedule or extensions
21	of time to comply therewith will be granted to petitioner absent a showing of extraordinary cause.
22	Accordingly, IT IS ORDERED that:
23	1. On or before March 1, 2013, petitioner may file a motion to expand the record
24	or any other motion he deems appropriate in order to proceed with this action;
25	2. Respondent shall file an opposition to petitioner's motion, if any, on or before

26 April 1, 2013;

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1	3. Petitioner may file a reply to respondent's opposition on or before April 15,
2	2013.
3	4. The hearing currently scheduled for March 15, 2013 is vacated.
4	5. A hearing on petitioner's motion filed pursuant to this order shall be held on
5	May 3, 2013 at 10:00 a.m. in courtroom #27.
6	DATED: January 28, 2013.
7	2,42,4
8	Dale A. Dryd DALE A. DROZD
9	UNITED STATES MAGISTRATE JUDGE
10	DAD:8 mendoza1710.vac(3)
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