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

MACK A. WEST, JR.,

Petitioner,

No. 2: 09-cv-3147 KJM DAD P

vs.

KATHLEEN DICKINSON, Warden,

Respondent.

ORDER

_____ /

Petitioner is a state prisoner proceeding *pro se* with a second amended petition for writ of habeas corpus filed pursuant to 28 U.S.C. § 2254. Respondent answered the second amended petition on August 2, 2011. Petitioner was then granted multiple extensions of time to file a traverse. Instead, on April 2, 2012, petitioner filed a motion for leave to file a third amended petition for writ of habeas corpus. To date, respondent has not filed either a response in opposition to the motion for leave to file a third amended petition nor a statement of non-opposition.

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1 Accordingly, IT IS HEREBY ORDERED that respondent shall file and serve her
2 opposition, or a statement of non-opposition, to petitioner's motion for leave to file a third
3 amended petition within twenty-one (21) days of the date of this Order.

4 DATED: September 18, 2012.

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7 _____
8 DALE A. DROZD
9 UNITED STATES MAGISTRATE JUDGE

10 DAD:dpw
11 DAD1/prisoner-habeas/west3147.respmot3dpet
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