(HC) Lollis v	r. Haviland I
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8	IN THE UNITED STATES DISTRICT COURT
9	FOR THE EASTERN DISTRICT OF CALIFORNIA
10	KEITH LOLLIS,
11	Petitioner, No. CIV S-09-3558 GGH P
12	VS.
13	J.W. HAVILAND, et al.,
14	Respondents. <u>ORDER</u>
15	
16	Petitioner, a state prisoner proceeding pro se, has filed an application for a writ of
17	habeas corpus pursuant to 28 U.S.C. § 2254. Petitioner has paid the filing fee. Petitioner has
18	also filed a motion to proceed in forma pauperis. Accordingly, the motion to proceed in forma
19	pauperis is denied as unnecessary.
20	Since petitioner may be entitled to the requested relief if the claimed violation of
21	constitutional rights is proved, respondents will be directed to file a response to petitioner's
22	application.
23	In accordance with the above, IT IS HEREBY ORDERED that:
24	1. Petitioner's motion to proceed in forma pauperis (no. 2) is denied as
25	unnecessary;
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1	2. Respondents are directed to file a response to petitioner's application within
2	sixty days from the date of this order. See Rule 4, Fed. R. Governing § 2254 Cases. An answer
3	shall be accompanied by any and all transcripts or other documents relevant to the determination
4	of the issues presented in the application. <u>See</u> Rule 5, Fed. R. Governing § 2254 Cases;
5	3. Petitioner's reply, if any, shall be filed and served within thirty days of service
6	of an answer;
7	4. If the response to petitioner's application is a motion, petitioner's opposition or
8	statement of non-opposition shall be filed and served within thirty days of service of the motion,
9	and respondents' reply, if any, shall be filed within fifteen days thereafter; and
10	5. The Clerk of the Court shall serve a copy of this order, <i>the</i>
11	consent/reassignment form contemplated by Appendix $A(k)$ to the Local Rules of this court
12	together with a copy of petitioner's application for a writ of habeas corpus pursuant to 28 U.S.C.
13	§ 2254 on Michael Patrick Farrell, Senior Assistant Attorney General.
14	DATED: January 19, 2010
15	/s/ Gregory G. Hollows
16	UNITED STATES MAGISTRATE JUDGE
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