

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28

Accordingly, IT IS HEREBY ORDERED that:

1. The findings and recommendations filed June 13, 2013, are adopted in full;
2. Respondent's September 26, 2012 motion to dismiss (ECF No. 17) is denied;
3. Respondent shall file and serve an answer within thirty days from the service of this order and petitioner's traverse shall be filed and served thirty days thereafter.

DATED: July 31, 2013

/s/ John A. Mendez_____

UNITED STATES DISTRICT COURT JUDGE