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UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF CALIFORNIA

ENRIQUE BARRERA,
Petitioner,
v.
W.L. MUNIZ, Warden,
Respondent.

No. 2:14-cv-2260 JAM KJN P (TEMP)

ORDER

Petitioner is a state prisoner, proceeding pro se, with a petition for a writ of habeas corpus pursuant to 28 U.S.C. § 2254. In accordance with this court’s order issued on January 6, 2016, petitioner has filed a second amended petition containing all of his exhausted claims. Under the circumstances of this case, the court will deny petitioner’s motion for a stay and abeyance as having been rendered moot and will direct counsel for respondent to file a response to the second amended petition.

Accordingly, IT IS HEREBY ORDERED that:

1. Petitioner’s motion for a stay and abeyance (Doc. No. 22) is denied as having been rendered moot;
2. Respondent is directed to file a response to petitioner’s second amended habeas petition within sixty days from the date of this order. See Rule 4, 28 U.S.C. foll. § 2254. An

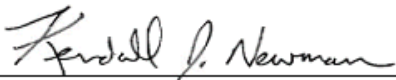
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1 answer shall be accompanied by all transcripts and other documents relevant to the issues
2 presented in the petition. See Rule 5, 28 U.S.C. foll. § 2254;

3 3. If the response to the habeas petition is an answer, petitioner's reply, if any, shall be
4 filed and served within thirty days after service of the answer;

5 4. If the response to the habeas petition is a motion, petitioner's opposition or statement
6 of non-opposition to the motion shall be filed and served within thirty days after service of the
7 motion, and respondent's reply, if any, shall be filed and served within fourteen days thereafter.

8 Dated: February 19, 2016

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10 _____
11 KENDALL J. NEWMAN
12 UNITED STATES MAGISTRATE JUDGE

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