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UNITED STATES DISTRICT COURT  
FOR THE EASTERN DISTRICT OF CALIFORNIA

11 EDWARD JAMES SERVIN,  
12 Petitioner,  
13 v.  
14 RONALD RACKLEY,  
15 Respondent

No. 2:15-cv-779-JAM-EFB P

## ORDER

17 Petitioner is a state prisoner without counsel seeking a writ of habeas corpus pursuant to  
18 28 U.S.C. § 2254. Petitioner requests an extension of time to file his opposition to respondent's  
19 motion to dismiss. He also seeks clarification as to who the proper respondent is in this action,  
20 given petitioner's recent transfer to a new prison. The court hereby clarifies that the proper  
21 respondent is the warden of the facility where petitioner is being held, and the court will  
22 substitute the correct respondent as needed. *See Rumsfeld v. Padilla*, 542 U.S. 435 (2004).

23 IT IS HEREBY ORDERED that petitioner's motion for extension of time is granted and  
24 petitioner has 30 days from the date this order is served to file a response to the motion to  
25 dismiss. The Clerk shall terminate docket entries 13 and 14.

26 || DATED: August 12, 2015.

EDMUND F. BRENNAN

UNITED STATES MAGISTRATE JUDGE