



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

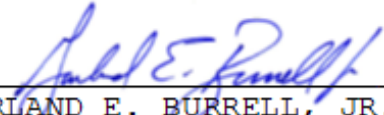
2. Respondent’s motion to dismiss petitioner’s Claim One, ECF No. 11, is granted;

3. This action shall proceed on petitioner’s Claim Two and Three;

4. Respondent is directed to file and serve an answer within sixty days after the filing date of this order, accompanied by all transcripts and other documents relevant to the remaining issues presented in the petition, see Rule 4 and 5, 28 U.S.C. foll. §2254; and

5. Petitioner is accorded the option of filing and serving a reply within thirty days after service of the answer.

Dated: February 24, 2017

  
\_\_\_\_\_  
GARLAND E. BURRELL, JR.  
Senior United States District Judge