


1 By order filed May 3, 2017, petitioner was granted one final extension of time, to June 12,
2 2017, in which to file his opposition to defendants' motion to dismiss. During the pendency of
3 his motion for permission, the deadline to file an opposition expired. In an abundance of caution,
4 petitioner is granted until July 7, 2017, in which to file his opposition. Petitioner is cautioned that
5 failure to file an opposition on or before July 7, 2017, will result in the court finding that such
6 failure is deemed a waiver of his opposition to the motion, and the court will grant the motion,
7 dismissing the unexhausted claims, and requiring petitioner to file an amended petition raising
8 only the one subclaim that is exhausted.

9 Accordingly, IT IS HEREBY ORDERED that:

- 10 1. Petitioner's motion for permission (ECF No. 19) is denied; and
- 11 2. Petitioner shall file an opposition to the motion to dismiss on or before July 7, 2017.

12 Dated: June 21, 2017

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KENDALL J. NEWMAN
15 UNITED STATES MAGISTRATE JUDGE

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