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5 UNITED STATES DISTRICT COURT
6 NORTHERN DISTRICT OF CALIFORNIA
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8 JACK DEWAYNE BRITT,

No. C 06-2287 MHP (pr)

9 Petitioner,

**ORDER FOR BRIEFING ON
MOTION TO EXPAND RECORD**

10 v.

11 A. P. KANE,

12 Respondent.
13 _____/

14 Petitioner filed a document entitled "Judicial Notice, Motion For 1.94 Rule 7.
15 Expansion of Record." He used the wrong case number on the motion, although it did reach
16 the case file for this action. However, because petitioner used the wrong case number and
17 sent the service copy addressed to the "State Attorney General," without specifying the
18 individual Deputy Attorney General (i.e., Amber Wipfler) assigned to represent respondent
19 in this action, it is unclear whether the service copy reached the right person. Accordingly,
20 the court will have another copy sent to respondent's counsel and set a briefing schedule.

21 The clerk will send a copy of the motion (docket # 9) to counsel for respondent.

22 Respondent must file and serve an opposition or statement of non-opposition to the
23 motion to expand the record no later than **October 24, 2008**. Petitioner must file and serve a
24 reply brief (if any) no later than **November 10, 2008**.

25 IT IS SO ORDERED.

26 DATED: October 1, 2008

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28 _____
Marilyn Hall Patel
United States District Judge