

1 extension of time to file his traverse, on the grounds that he has received his prescription
2 glasses but is still awaiting surgery in his right eye, his ability to read and write is still
3 impaired, and he has been experiencing discomfort in his left eye and been referred to see a
4 medical doctor. In his most recent motion, petitioner states: "This will be the last extension
5 of time requested, whether or not Petitioner goes through eye surgery." (Docket No. 33 at 2.)


6 Based on the above, petitioner's request for an extension of time until February 1,
7 2011, to file a traverse is hereby GRANTED. The petition will be deemed submitted on the
8 date the traverse is due.

9 Additionally, petitioner is informed that, hereinafter, the Court will not grant
10 petitioner any further extensions of time to file his traverse based on the scheduling of
11 petitioner's eye surgery. In particular, petitioner has been waiting for eye surgery for more
12 than a year and still no surgery date has been set. Under such circumstances, the Court is
13 unwilling to allow the filing of the traverse to remain contingent upon such surgery.

14 This order terminates Docket Nos. 29 and 33.

15 IT IS SO ORDERED.

16 DATED: December 13, 2010


MAXINE M. CHESNEY
United States District Judge

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