

1 UNITED STATES DISTRICT COURT  
2 NORTHERN DISTRICT OF CALIFORNIA

3 LLOYD GARY TOWNSEND,  
4 Plaintiff,  
5  
6 v.  
7 JOHN SOTO, et al.,  
8 Defendants.

Case No. [15-cv-03692-MEJ](#)

**ORDER TO SHOW CAUSE**

9 Petitioner, who is in custody, has filed a petition for a writ of habeas corpus pursuant to 28  
10 U.S.C. § 2254. The Court has reviewed the petition and concludes that it warrants a response.

11 Accordingly, IT IS HEREBY ORDERED as follows:

- 12 (1) The Clerk of Court shall serve a copy of the petition and this order upon Respondents and  
13 the Attorney General of the State of California. *See* 28 U.S.C. § 2254, Rule 4.  
14 (2) Respondents shall then file and serve an answer in accordance with 28 U.S.C. § 2254, Rule  
15 5 and Habeas Corpus Local Rule 2254-6. Respondents shall file with the answer and serve  
16 on Petitioner a copy of all portions of the underlying state criminal record that were  
17 previously transcribed and are relevant to the issues presented by the petition.  
18 (3) Petitioner may serve and file a traverse responding to matters raised in the answer in  
19 accordance with 28 U.S.C. § 2254, Rule 5 and Habeas Corpus Local Rule 2254-6.  
20 (4) Respondents may file a motion to dismiss on procedural grounds in lieu of an answer, as  
21 set forth in the Advisory Committee Notes to Rule 4 of the Rules Governing Section 2254  
22 Cases. If such a motion is filed, Petitioner shall file with the Court and serve on  
23 Respondents an opposition or statement of non-opposition within 28 days of the date the  
24 motion is filed, and Respondents shall file with the Court and serve on Petitioner a reply  
25 within 14 days of the date any opposition is filed.

26 **IT IS SO ORDERED.**

27 Dated: August 17, 2015

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MARIA-ELENA JAMES  
United States Magistrate Judge