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IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF CALIFORNIA

KEVIN JEROME BARNES,

No. C 15-4199 WHA (PR)

Petitioner,

**ORDER GRANTING MOTION TO
REOPEN TIME TO FILE AN
APPEAL**

v.

JOE LIZARRAGA,

Respondent.

_____ /

This is a habeas case brought pro se by a state prisoner under 28 U.S.C. 2254 challenging his sentence in state court. The petition was dismissed. The United States Court of Appeals has construed his notice of appeal and his response to that court’s order to show cause as a motion to reopen the time for filing an appeal pursuant to Rule 4(a)(6) of the Federal Rules of Appellate Procedure, and has remanded the case for the limited purpose of deciding the motion to reopen. Good cause appearing — in particular the delay in petitioner’s receiving the notice of entry of judgment — the motion to reopen the time for filing an appeal is **GRANTED**.

The clerk shall send a copy of this order to the Court of Appeals.

IT IS SO ORDERED.

Dated: June 20, 2016.



WILLIAM ALSUP
UNITED STATES DISTRICT JUDGE

United States District Court
For the Northern District of California