United States District Court
For the Northern District of California

IN THE UNITED STATES DISTRICT COURT

FOR THE NORTHERN DISTRICT OF CALIFORNIA

KEITH E. MCKINLEY,

        Petitioner,

  v.

D. K. SISTO, Warden,

        Respondent.

                    /

No. C 08-01479 SBA (PR)

**ORDER GRANTING REQUEST FOR
EXTENSION OF TIME FOR
PETITIONER TO FILE OPPOSITION TO
MOTION TO DISMISS**

Petitioner has filed a request for an extension of time in which to file his opposition to Respondent's Motion to Dismiss. Having read and considered Petitioner's request, and good cause appearing,
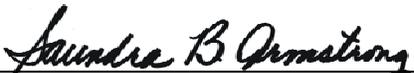
IT IS HEREBY ORDERED that Petitioner's request for an extension of time is GRANTED. The time in which Petitioner may file his opposition to Respondent's Motion to Dismiss will be extended up to **February 5, 2009**.

If Respondent wishes to file a reply brief, he shall do so no later than **fifteen (15) days** after the date Petitioner's opposition is filed.

This Order terminates Docket no. 6.

IT IS SO ORDERED.

DATED: 12/12/08

SAUNDRA BROWN ARMSTRONG
UNITED STATES DISTRICT JUDGE

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UNITED STATES DISTRICT COURT
FOR THE
NORTHERN DISTRICT OF
CALIFORNIA

KEITH E. MCKINLEY,

      Plaintiff,

  v.

D.K. SISTO et al,

      Defendant.

Case Number: CV08-01479 SBA

CERTIFICATE OF SERVICE

I, the undersigned, hereby certify that I am an employee in the Office of the Clerk, U.S. District Court, Northern District of California.

That on December 12, 2008, I SERVED a true and correct copy(ies) of the attached, by placing said copy(ies) in a postage paid envelope addressed to the person(s) hereinafter listed, by depositing said envelope in the U.S. Mail, or by placing said copy(ies) into an inter-office delivery receptacle located in the Clerk's office.

Keith Ellsworth McKinley V-05927
California State Prison - Folsom
P.O. Box 950
Folsom, CA 95767

Dated: December 12, 2008

                      Richard W. Wieking, Clerk
                      By: LISA R CLARK, Deputy Clerk