

1 Answer a copy of all portions of the relevant state records that
2 have been transcribed previously and that are relevant to a
3 determination of the issues presented by the petition.

4 3. If Petitioner wishes to respond to the Answer, he shall
5 do so by filing a Traverse with the Court and serving it on
6 Respondent within sixty (60) days of his receipt of the Answer.
7 Should Petitioner fail to do so, the petition will be deemed
8 submitted and ready for decision sixty (60) days after the date
9 Petitioner is served with Respondent's Answer.

10 4. Respondent may file a motion to dismiss on procedural
11 grounds in lieu of an Answer, as set forth in the Advisory
12 Committee Notes to Rule 4 of the Rules Governing Section 2254
13 Cases. If Respondent files such a motion, Petitioner shall file
14 with the Court and serve on Respondent an opposition or statement
15 of non-opposition to the motion within sixty (60) days of receipt
16 of the motion, and Respondent shall file with the Court and serve
17 on Petitioner a reply within fifteen (15) days of receipt of any
18 opposition.

19 5. It is Petitioner's responsibility to prosecute this case.
20 Petitioner must keep the Court and Respondent informed of any
21 change of address and must comply with the Court's orders in a
22 timely fashion. Petitioner must also serve on Respondent's counsel
23 all communications with the Court by mailing a true copy of the
24 document to Respondent's counsel.

25 6. Extensions of time are not favored, though reasonable
26 extensions will be granted. Any motion for an extension of time
27
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1 must be filed no later than ten (10) days prior to the deadline
2 sought to be extended.

3 IT IS SO ORDERED.

4 Dated: 10/8/08



CLAUDIA WILKEN
UNITED STATES DISTRICT JUDGE

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1 UNITED STATES DISTRICT COURT
2 FOR THE
3 NORTHERN DISTRICT OF CALIFORNIA

4 STEPHEN LIEBB,

5 Plaintiff,

6 v.

7 R. AYERS JR. et al,

8 Defendant.

Case Number: CV08-02643 CW

CERTIFICATE OF SERVICE

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

11 That on October 8, 2008, I SERVED a true and correct copy(ies) of the attached, by placing said
12 copy(ies) in a postage paid envelope addressed to the person(s) hereinafter listed, by depositing said
13 envelope in the U.S. Mail, or by placing said copy(ies) into an inter-office delivery receptacle located
14 in the Clerk's office.

15 Samuel S. Song
16 Morrison & Foerster LLP
17 425 Market Street
18 San Francisco, CA 94105

19 Stephen Liebb
20 C-60825
21 San Quentin State Prison
22 San Quentin, CA 94974

23 R. Ayers, Jr., Warden
24 San Quentin State Prison
25 San Quentin, CA 94974

26 Attorney General
27 State of California
28 455 Golden Gate Avenue, #11000
San Francisco, CA 94102

Dated: October 8, 2008

Richard W. Wieking, Clerk
By: Sheilah Cahill, Deputy Clerk