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

ALVIN SMART,
Petitioner,
v.
KELLY HARRINGTON, Warden,
Respondent.

No. C 09-03127 CW (PR)

ORDER GRANTING EXTENSION OF
TIME FOR PETITIONER TO FILE
TRAVERSE

Petitioner, a state prisoner, filed a pro se petition for a writ of habeas corpus. The Court directed Respondent to file an answer to the petition and granted Petitioner leave to file a traverse within thirty days after the answer was filed. Respondent has filed an answer. Petitioner has not filed a traverse.

Accordingly, the Court on its own motion GRANTS Petitioner an extension of time to file a traverse. Petitioner shall file a traverse on or before October 22, 2010. If he does not, the matter will be deemed submitted and decided on the papers.

IT IS SO ORDERED.

Dated: 9/10/10 _____



CLAUDIA WILKEN
UNITED STATES DISTRICT JUDGE

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

4 ALVIN SMART,
5 Plaintiff,

Case Number: CV09-03127 CW

CERTIFICATE OF SERVICE

6 v.

7 KELLY HARRINGTON et al,
8 Defendant.

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 September 10, 2010, I SERVED a true and correct copy(ies) of the attached, by placing
12 said copy(ies) in a postage paid envelope addressed to the person(s) hereinafter listed, by
13 depositing said envelope in the U.S. Mail, or by placing said copy(ies) into an inter-office
14 delivery receptacle located in the Clerk's office.

15 Alvin Smart F-17093
16 Pleasant Valley State Prison
17 D-1 108-L
18 P.O. Box 8504
19 Coalinga, CA 93210

20 Dated: September 10, 2010

21 Richard W. Wieking, Clerk
22 By: Nikki Riley, Deputy Clerk
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