

1 this Order, an Answer conforming in all respects to Rule 5 of the
2 Rules Governing Section 2254 Cases, showing cause why a writ of
3 habeas corpus should not be issued. Respondent shall file with the
4 Answer a copy of all portions of the relevant state records that
5 have been transcribed previously and that are relevant to a
6 determination of the issues presented by the petition.

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

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

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

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

5 IT IS SO ORDERED.

6 Dated: 6/24/2010

Claudia Wilken

CLAUDIA WILKEN
UNITED STATES DISTRICT JUDGE

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

4 GABRIEL ESCOBEDO NEGRON,

5 Plaintiff,

6 v.

7 J.F. SALAZAR et al,

8 Defendant.

Case Number: CV10-01976 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 June 24, 2010, 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
13 said envelope in the U.S. Mail, or by placing said copy(ies) into an inter-office delivery
14 receptacle located in the Clerk's office.

15 Gabriel Escobedo Negron V-00719
16 A2-224L
17 Chuckawalla Valley State Prison
18 P.O. Box 2349
19 Blythe, CA 92226

20 Dated: June 24, 2010

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