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UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA  
OAKLAND DIVISION

DEANDRE NORRA,

Petitioner,

No. C 11-4322 PJH (PR)

vs.

**ORDER TO SHOW CAUSE**

THE PEOPLE,

Respondent.

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This is a habeas case filed pro se by a state prisoner. The petition was dismissed with leave to amend. Petitioner has amended, contending that his conviction was not supported by sufficient evidence. This claim is sufficient to require a response.

**CONCLUSION**

1. The clerk shall serve by regular mail a copy of this order and the petition and all attachments thereto on respondent and respondent's attorney, the Attorney General of the State of California. The clerk also shall serve a copy of this order on petitioner.

2. Respondent shall file with the court and serve on petitioner, within sixty days of the issuance of this order, an answer conforming in all respects to Rule 5 of the Rules Governing Section 2254 Cases, showing cause why a writ of habeas corpus should not be granted. Respondent shall file with the answer and serve on petitioner a copy of all portions of the state trial record that have been transcribed previously and that are relevant to a determination of the issues presented by the petition.

If petitioner wishes to respond to the answer, he shall do so by filing a traverse with the court and serving it on respondent within thirty days of his receipt of the answer.


3. Respondent may file a motion to dismiss on procedural grounds in lieu of an

1 answer, as set forth in the Advisory Committee Notes to Rule 4 of the Rules Governing  
2 Section 2254 Cases. If respondent files such a motion, petitioner shall file with the court  
3 and serve on respondent an opposition or statement of non-opposition within thirty days of  
4 receipt of the motion, and respondent shall file with the court and serve on petitioner a reply  
5 within fifteen days of receipt of any opposition.

6 4. Petitioner is reminded that all communications with the court must be served on  
7 respondent by mailing a true copy of the document to respondent's counsel. Petitioner  
8 must keep the court informed of any change of address and must comply with the court's  
9 orders in a timely fashion. Failure to do so may result in the dismissal of this action for  
10 failure to prosecute pursuant to Federal Rule of Civil Procedure 41(b). See *Martinez v.*  
11 *Johnson*, 104 F.3d 769, 772 (5th Cir. 1997) (Rule 41(b) applicable in habeas cases).

12 **IT IS SO ORDERED.**

13 Dated: January 18, 2012.

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16 PHYLLIS J. HAMILTON  
17 United States District Judge  
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