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\*E-FILED - 3/18/09\*

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

WHITT DEWANE ROBINSON, )  
 )  
 Petitioner, )  
 )  
 vs. )  
 )  
 TOM L. CAREY, Warden, )  
 )  
 Respondent. )  
 \_\_\_\_\_ )

No. C 06-6960 RMW (PR)  
ORDER GRANTING EXTENSION  
OF TIME TO FILE OPPOSITION  
TO MOTION TO DISMISS

Petitioner, a state prisoner proceeding pro se, filed a petition for a writ of habeas corpus pursuant to 28 U.S.C. § 2254. On September 10, 2008, respondent filed a motion to dismiss the petition as untimely. On October 15, 2008, the court granted petitioner an extension of time in which to file an opposition to the motion to dismiss. On December 9, 2008, the court granted a petitioner a second extension of time until January 24, 2009, to file an opposition to the motion to dismiss, noting that the extension would give petitioner four months in which to file his opposition. On December 18, 2008, the court's order was returned as undeliverable because petitioner was no longer residing at the California Correctional Institution, his last known address. On January 22, 2009, petitioner sent the court a letter requesting the status of his case, and on February 2, 2009, petitioner sent notification of his change of address. To date, petitioner has not filed an opposition to the motion to dismiss.

