

1 KAMALA D. HARRIS
 Attorney General of California
 2 PEGGY S. RUFFRA
 Supervising Deputy Attorney General
 3 JULIA Y. JE
 Deputy Attorney General
 4 State Bar No. 192746
 455 Golden Gate Avenue, Suite 11000
 5 San Francisco, CA 94102-7004
 Telephone: (415) 703-5567
 6 Fax: (415) 703-5480
 E-mail: Julia.Je@doj.ca.gov
 7 *Attorneys for Respondent*

8
 9 IN THE UNITED STATES DISTRICT COURT
 10 FOR THE NORTHERN DISTRICT OF CALIFORNIA
 11 SAN JOSE DIVISION


<p>13 VICTOR MARTINEZ, 14 15 v. 16 C. DUCART, Warden, 17 18 Respondent.</p>	<p>15-cv-04849-BLF (PR) ^{BTS} PROPOSED ORDER</p>
--	--

19
 20 GOOD CAUSE APPEARING, it is hereby ordered that Respondent may have until
 21 March 7, 2016, to file the answer to the application for writ of habeas corpus. If Petitioner wishes
 22 to respond to the answer, he shall do so by filing a traverse with the Court and serving it on
 23 Respondent's counsel within **thirty (30) days** of the date the answer is filed.

24 Respondent may file a motion to dismiss on procedural grounds in lieu of an answer, as
 25 set forth in the Advisory Committee Notes to Rule 4 of the Rules Governing Section 2254 Cases.
 26 If Respondent files such a motion, Petitioner shall file with the Court and serve on Respondent an
 27 opposition or statement of non-opposition within **thirty (30) days** of the date the motion is filed,
 28 and Respondent shall file with the Court and serve on Petitioner a reply within **fifteen (15) days**

1 of the date any opposition is filed.

2
3 Dated: Jan 6, 2016.


HON. BETH LABSON FREEMAN
United States District Judge

4

5

6

7

8

9

10

11

12

13

14

15

16

17

18

19

20

21

22

23

24

25

26

27

28