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UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA  
SAN JOSE DIVISION

USA,  
Plaintiff,  
v.  
NHAN LE TRAN,  
Defendant.

Case No. 16-CV-03484-LHK

**ORDER TO SHOW CAUSE RE:  
JOHNSON CLAIM RAISED IN  
SECTION 2255 MOTION**

Before the court is the motion of Defendant Nhan Le Tran (“movant”) for an order under 28 U.S.C. § 2255 to vacate, set aside or correct his sentence on the ground that his sentence has been rendered invalid by the Supreme Court’s holding in *Johnson v. United States*, 135 S. Ct. 2551 (2015). This *Johnson* claim appears colorable under 28 U.S.C. § 2255 and merits an answer from the government.

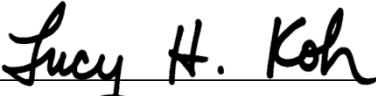
The following deadlines will apply, unless the parties submit a stipulation and order for a shorter briefing schedule: (1) within 75 days after the § 2255 motion was filed, the government shall file an opposition conforming in all respects to Rule 5 of the Rules Governing Section 2255 Proceedings, showing cause why the court should not “vacate, set aside or correct the sentence” being served by movant; (2) movant shall file a reply brief 45 days after the opposition is filed.

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Thereafter, the matter will be deemed submitted on the papers, unless the court orders otherwise.

**IT IS SO ORDERED.**

Dated: June 29, 2016

  
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LUCY H. KOH  
United States District Judge