

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF COLORADO

Civil Action No. 09-cv-02411-MSK-CBS

JONATHAN MATHENY,
Applicant,
v.

BRIGHAM SLOAN, Warden, and
THE ATTORNEY GENERAL OF THE STATE OF COLORADO,
Respondents.

ORDER TO ANSWER

Magistrate Judge Craig B. Shaffer

On or about October 9, 2009, Applicant Mr. Matheny filed his Application for a Writ of Habeas Corpus Pursuant to 28 U.S.C. § 2254 ("Petition") (doc. # 3). After preliminary determination of the timeliness of the Petition pursuant to 28 U.S.C. § 2244(d) and exhaustion of state court remedies pursuant to 28 U.S.C. § 2254(b)(1)(A), on January 13, 2010, the court ordered the Petition dismissed in part and drawn to a District Judge and a Magistrate Judge. (See doc. # 12). Pursuant to the Order of Referral dated January 26, 2010 (doc. # 14) and the Amendment dated January 26, 2010 (doc. # 15), this civil action was referred to the Magistrate Judge to, *inter alia*, "review the merits and to issue proposed findings of fact and recommendations for disposition." After preliminary consideration of the Application, it is now

ORDERED that **on or before April 30, 2010**, Respondents shall file with the Clerk of the Court at the United States Courthouse, 901 19th Street, Room A105, Denver, Colorado 80294-3589 an answer to the claims remaining before the court.

Dated at Denver, Colorado this 29th day of March, 2010.

BY THE COURT:

s/Craig B. Shaffer
United States Magistrate Judge