

IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF NEBRASKA

|                      |   |           |
|----------------------|---|-----------|
| DAVID CARL PHELPS,   | ) | 8:14CV151 |
|                      | ) |           |
| Petitioner,          | ) |           |
|                      | ) |           |
| v.                   | ) | ORDER     |
|                      | ) |           |
| MARIO PEART, Warden, | ) |           |
|                      | ) |           |
| Respondent.          | ) |           |
| _____                | ) |           |

IT IS ORDERED that Respondent’s unopposed motion for extension of time (Filing No. [36](#)) is granted, and the case shall progress as follows:

1. Respondent shall have until May 24, 2016, to reply to Petitioner’s brief (Filing No. [35](#)).
2. No discovery shall be undertaken without leave of court.

DATED this 22<sup>nd</sup> day of April, 2016.

BY THE COURT:

*Richard G. Kopp*  
Senior United States District Judge