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3   UNITED STATES DISTRICT COURT

4   DISTRICT OF NEVADA

5   * * *

6   DAVID BOLLINGER ,   Case No. 2:98-cv-01263-MMD-BNW

7   Petitioner,

       v.   ORDER
8
       WILLIAM REUBART, *et al.*,
9
                               Respondents.
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11   In this capital habeas corpus action, Respondents have filed a supplemental

12   answer responding to Petitioner David Bollinger's Claim 7D (ECF No. 309), Bollinger has

13   filed a reply (ECF No. 310), and Respondents have filed a response to Bollinger's reply

14   (ECF No. 320).

15   On May 23, 2022, the United States Supreme Court decided *Shinn v. Ramirez*, --

16   -S.Ct.---, Case No. 20-1009, 2022 WL 1611786 (May 23, 2022). The Court determines

17   that *Shinn* may affect the parties' positions. The Court will, therefore, order the parties to

18   amend their supplemental answer, reply, and response to reply, to address any effects of

19   *Shinn*.

20   The amended supplemental answer, reply and response to reply will be treated as

21   superseding the supplemental answer, reply, and response to reply previously filed (ECF

22   Nos. 309, 310 and 320). Therefore, the parties should draft their amended supplemental

23   answer, reply and response to reply to be complete within themselves, without reference

24   to the previously filed supplemental answer, reply, and response to reply.

25   It is therefore ordered that Respondents will have 60 days from the date of this

26   order to file an amended supplemental answer, responding to Petitioner David Bollinger's

27   Claim 7D. Petitioner will then have 60 days to file a reply to Respondents' amended

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1   supplemental answer. Respondents will then have 30 days to file a response to

2   Bollinger's reply to their amended supplemental answer.

3   It is further ordered that, pursuant to Federal Rule of Civil Procedure 25(d), William

4   Reubart is substituted for William Gittere as the respondent warden.

5   The Clerk of Court is directed to update the docket to reflect this substitution.

6   DATED THIS 24th Day of May 2022.

MIRANDA M. DU
CHIEF UNITED STATES DISTRICT JUDGE