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**UNITED STATES DISTRICT COURT  
DISTRICT OF NEVADA**

RODNEY EUGENE DAVIS,  
Petitioner,  
vs.  
WARDEN, et al.,  
Respondents.

Case No. 2:05-cv-01179-KJD-NJK


**ORDER**

Petitioner has submitted a motion for leave to supplement petitioner’s opposition (#66). Petitioner asks the court for leave to supplement the opposition to the motion to dismiss with argument based upon Martinez v. Ryan, 132 S. Ct. 1309 (2012). Respondents do not oppose the motion, but ask for time to file a response to the supplement. The court grants both parties’ requests.

IT IS THEREFORE ORDERED that petitioner’s motion for leave to supplement petitioner’s opposition (#66) is **GRANTED**. Petitioner shall file the supplement within ten (10) days from the date of entry of this order.

IT IS FURTHER ORDERED that respondents shall have thirty (30) days from the date of entry of this order to file a response to the supplement.

DATED: May 20, 2013

  
KENT J. DAWSON  
United States District Judge