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UNITED STATES DISTRICT COURT

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DISTRICT OF NEVADA

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9 CLAY BURGON,

10 Petitioner,

2:14-cv-01128-RFB-CWH

11 vs.

ORDER12 ATTORNEY GENERAL, *et al.*,

13 Respondents.

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16 In this habeas corpus action, on March 31, 2016, the Court appointed counsel for the
17 petitioner, Clay Burgon, and granted Burgon 60 days to file an amended petition (ECF No. 24).
18 The Federal Public Defender for the District of Nevada (FPD), appeared on Burgon's behalf on
19 April 15, 2016 (ECF No. 25). Subsequently, the Court granted Burgon three extensions of time,
20 totaling ten months (ECF Nos. 28, 31, 33), making the amended petition due on March 28, 2017.

21 On March 24, 2017, Burgon filed a motion (ECF No. 34), requesting another extension of
22 time -- a 14-day extension, to April 11, 2017. Petitioner's counsel, Assistant Federal Public
23 Defender Armilla Staley-Ngomo, states that this fourth extension of time is necessary because of the
24 transfer of the case, within the FPD's office, from another attorney to her, in June 2016, because she
25 was out on maternity leave for about three months beginning shortly after she took over the case,
26 because of her obligations in other cases, and because this is a complex habeas corpus case requiring

1 her and other FPD staff to gather and review voluminous files and court records. Burgon's counsel
2 states that respondents do not oppose the motion for extension of time.

3 The Court is familiar with the background of this case; respondents filed much, if not all, of
4 the state court record on May 13, 2015 (ECF Nos. 9, 10, 11), and the court has examined those
5 records. This is not an unusually complex habeas corpus action. The court does not approve of the
6 amount of time required for petitioner to amend his petition in this case. However, in the interests of
7 justice, the Court will grant this motion for extension of time.

8 *The court will not be inclined to further extend this deadline absent extraordinary*
9 *circumstances.*

10 **IT IS THEREFORE ORDERED** that petitioner's motion for extension of time (ECF No.
11 34) is **GRANTED**. Petitioner shall have until and including April 11, 2017, to file an amended
12 petition for writ of habeas corpus. This will be the FINAL EXTENSION.

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14 DATED this 24th day of March, 2017.

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18 RICHARD F. BOULWARE, II
19 UNITED STATES DISTRICT JUDGE
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