

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28

UNITED STATES DISTRICT COURT
DISTRICT OF NEVADA

* * *

MARLO THOMAS,

Petitioner,

v.

TIMOTHY FILSON, *et al.*,

Respondents.

Case No. 2:17-cv-00475-RFB-VCF

ORDER

In this capital habeas corpus action, the petitioner, Marlo Thomas, filed an amended habeas petition (ECF No. 11), along with several exhibits (ECF Nos. 12-21), on August 1, 2017.

Thomas also filed a Motion to Partially Waive Local Rule IA 10-3(e) (ECF No. 10). In that motion, Thomas requests a waiver of the Court's local rule that generally requires, with respect to filed exhibits, that the exhibits' cover sheets contain descriptions of the exhibits. See LR 10-3(e). The Court's local rules were recently amended, with the amendments effective August 1, 2017. Among the amendments is a new rule, LSR 3-3(b), which states, with regard to exhibits filed in habeas corpus cases: "The cover sheet for each exhibit need only reference the number or letter of the exhibit; the cover sheet need not include a descriptor of the exhibit." Therefore, LR IA 10-3(e) no longer applies in habeas corpus cases. Thomas' motion is unnecessary and moot, and it will be denied on those grounds.

///

///

///

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28

IT IS THEREFORE ORDERED that petitioner's Motion to Partially Waive Local Rule IA 10-3(e) (ECF No. 10) is **DENIED** as unnecessary and moot.

DATED this 8th day of August, 2017.



RICHARD F. BOULWARE, II
UNITED STATES DISTRICT JUDGE