

1 **Jointly Submitted**

2 UNITED STATES DISTRICT COURT
3 DISTRICT OF NEVADA

4 Robert Walsh,

5 Petitioner,

6 v.

7 James Dzurenda, *et al.*

8 Respondents.

Case No. 2:18-cv-01427-GMN-DJA

**Stipulation and Order Granting
Petitioner Leave to File Second
Amended § 2254 Petition**

9 Petitioner Robert Walsh and Respondents Dzurenda, et al., (collectively the
10 “Parties”), by and through their respective counsel of record, hereby stipulate and
11 agree as follows:

12 1. The Parties stipulate and agree that Petitioner may, pursuant to Rule
13 15(a) of the Federal Rules of Civil Procedure, file the Second Amended § 2254 Petition
14 attached hereto as Exhibit A. Petitioner shall file the Second Amended § 2254
15 Petition within five days of the Court’s approval of this stipulation.

16 2. Respondents do not waive any procedural defenses that they can assert
17 against the Second Amended § 2254 Petition.

18 3. Respondents withdraw their previously filed motion for an extension of
19 time to respond to Petitioner’s first Amended § 2254 Petition (ECF No. 37). Upon
20 Petitioner filing the Second Amended § 2254 Petition, the Parties stipulate and agree
21 that Respondents shall file a response within 60 days.

22 Respectfully Submitted,

23 Dated October 5, 2020.

24 /s/ Ron Sung

RON SUNG
Assistant Federal Public Defender
Nevada State Bar No. 13047

Dated October 5, 2020.

/s/ Michael Bongard

MICHAEL J. BONGARD
Senior Deputy Attorney General
Nevada State Bar No. 7997

ORDER

Based on the written stipulation of the parties and good cause appearing in support thereof, Petitioner Robert Walsh may file an amended petition in the form of the Second Amended § 2254 Petition attached hereto as Exhibit A within five (5) days of the filing of this Order. Upon Petitioner filing the Second Amended § 2254 Petition, Respondents shall file a response within 60 days.

IT IS SO ORDERED:


UNITED STATES DISTRICT JUDGE

DATED: October 12, 2020