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**UNITED STATES DISTRICT COURT
DISTRICT OF NEVADA**

ROBERT ANTHONY SMITH,
Petitioner,
vs.
E. K. MCDANIEL, et al.,
Respondents.

Case No. 3:08-CV-00335-RCJ-(RAM)

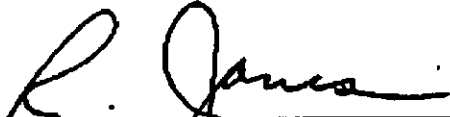
ORDER

Petitioner has submitted a motion to reopen case (#33), having exhausted his available state-court remedies. Good cause appearing;

IT IS THEREFORE ORDERED that petitioner's motion to reopen case (#33) is **GRANTED**. This action is **REINSTATED**.

IT IS FURTHER ORDERED that respondents shall have forty-five (45) days from the date on which this order is entered to answer or otherwise respond to the first amended petition (#20). If respondents file and serve an answer, then they shall comply with Rule 5 of the Rules Governing Section 2254 Cases in the United States District Courts, and then petitioner shall have forty-five (45) days from the date on which the answer is served to file a reply.

Dated: March 18, 2011


ROBERT C. JONES
United States District Judge