



1 exhausted and unexhausted). Respondents shall have **forty five (45) days** after service of a first  
2 amended petition within which to answer, or otherwise respond to, the amended petition. If petitioner  
3 does not file an amended petition, respondents shall have **forty five (45) days** from the date on which  
4 the amended petition is due within which to answer, or otherwise respond to, petitioner's original  
5 petition. Respondents shall raise all potential affirmative defenses in the initial responsive pleading,  
6 including lack of exhaustion and procedural default. **Successive motions to dismiss will not be**  
7 **entertained.** If an answer is filed, respondents shall comply with the requirements of Rule 5 of the  
8 Rules Governing Proceedings in the United States District Courts under 28 U.S.C. §2254.

9 **IT IS FURTHER ORDERED** that if and when respondents file an answer, petitioner shall have  
10 **forty five (45) days** after service of the answer to file and serve a reply.

11 **IT IS FURTHER ORDERED** that counsel for respondents shall make available to counsel for  
12 petitioner (photocopying costs at the latter's expense), as soon as reasonably possible, copies of whatever  
13 portions of the state court record they possess regarding the judgment petitioner is challenging in this  
14 case.

15 **IT IS FURTHER ORDERED** that any state court record exhibits filed by petitioner or  
16 respondents shall be filed with a separate index of exhibits identifying the exhibits by number or letter.  
17 The CM/ECF attachments that are filed further shall be identified by the number or numbers (or letter  
18 or letters) of the exhibits in the attachment. **The hard copy of any additional state court record**  
19 **exhibits shall be forwarded – for this case – to the staff attorneys in Reno.**

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21 DATED this 13th day of March, 2012.

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LARRY R. HICKS  
UNITED STATES DISTRICT JUDGE