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2 UNITED STATES DISTRICT COURT
3 DISTRICT OF NEVADA

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5 ROBERT ROYCE BYFORD,

6 Petitioner,

7 v.

8 WILLIAM GITTERE, *et al.*,

9 Respondents.

Case No. 3:11-cv-00112-JCM-WGC

**ORDER GRANTING
MOTION FOR EXTENSION OF TIME
(ECF NO. 113)**

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12 In this capital habeas corpus action, the petitioner, Robert Royce Byford,
13 represented by appointed counsel, filed a third amended petition for writ of habeas
14 corpus on January 30, 2020 (ECF No. 92). Respondents filed a motion to dismiss the
15 third amended petition on September 25, 2020 (ECF No. 107). After a 62-day extension
16 of time, Byford was due to respond to the motion to dismiss by January 25, 2021. See
17 Order entered October 24, 2019 (ECF No. 88); Order entered December 11, 2020 (ECF
18 No. 112).

19 On January 25, 2021, Byford filed a motion for extension of time (ECF No. 113),
20 requesting a further 25-day extension of time, to February 19, 2021. Byford's counsel
21 states that the extension of time is necessary because of his obligations in other cases.
22 Respondents do not oppose the motion for extension of time.

23 The Court finds that Byford's motion for extension of time is made in good faith
24 and not solely for the purpose of delay, and that there is good cause for the extension of
25 time requested.

26 **IT IS THEREFORE ORDERED** that Petitioner's motion for extension of time
27 (ECF No. 113) is **GRANTED**. Petitioner will have until and including **February 19, 2021**,
28 to respond to the motion to dismiss.

