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UNITED STATES DISTRICT COURT

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DISTRICT OF NEVADA

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PASQUAL LOZANO,

Case No. 3:12-cv-00574-MMD-VPC

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Petitioner,

ORDER

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v.

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WARDEN LEGEAND, et al.,

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Respondents.

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Petitioner has submitted a request to exceed page limits (dkt. no. 12), an amended petition (dkt. no. 13), and a motion for appointment of counsel (dkt. no. 14). Petitioner is unable to afford counsel, and the issues presented warrant the appointment of counsel. See 18 U.S.C. § 3006A(a)(2)(B).

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It is therefore ordered that the request to exceed page limits (dkt. no. 12) is granted.

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It is further ordered that petitioner's motion for appointment of counsel (dkt. no. 14) is granted. The Federal Public Defender is provisionally appointed to represent petitioner.

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It is further ordered that the Federal Public Defender shall have thirty (30) days from the date that this order is entered to undertake direct representation of petitioner or to indicate to the Court his inability to represent petitioner in these proceedings. If the Federal Public Defender does undertake representation of petitioner, he shall then have sixty (60) days to file an amended petition for a writ of habeas corpus. If the Federal

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1 Public Defender is unable to represent petitioner, then the Court shall appoint alternate
2 counsel.


3 It is further ordered that the Clerk shall add Catherine Cortez Masto, Attorney
4 General for the State of Nevada, as counsel for respondents.

5 It is further ordered that the Clerk shall electronically serve both the Attorney
6 General of the State of Nevada and the Federal Public Defender a copy of the amended
7 petition (dkt. no. 13) and a copy of this order.

8 It is further ordered that respondents' counsel shall enter a notice of appearance
9 within twenty (20) days of entry of this order, but no further response shall be required
10 from respondents until further order of the Court.

11 It is further ordered that any exhibits filed by the parties shall be filed with a
12 separate index of exhibits identifying the exhibits by number or letter. The CM/ECF
13 attachments that are filed further shall be identified by the number or numbers (or letter
14 or letters) of the exhibits in the attachment. The hard copy of any additional state court
15 record exhibits shall be forwarded — for this case — to the staff attorneys in Las Vegas.

16 DATED THIS 11th day of December 2013.

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20 MIRANDA M. DU
21 UNITED STATES DISTRICT JUDGE
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