Williams v. Baker e	et al	Doc. 34
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5	UNITED STATES DISTRICT COURT	
6	DISTRICT OF NEVADA	
7	MICHAEL LEON WILLIAMS,	
8	Petitioner,	
9	V) 3:13-cv-334-RCJ-WGC
10	RENEE BAKER et al.,	ORDER
11	Respondents.	
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13	This is a <i>pro se</i> petition for a writ of habeas corpus pursuant to 28 U.S.C. § 2254, by	
14	a Nevada state prisoner. The matter is before the Court on Petitioner's motion to proceed on	
15	the exhausted claims. (ECF No. 31).	
16	The matter previously came before the Court on a motion to dismiss the habeas corpus	
17	petition because it contained unexhausted claims. By order filed August 25, 2014, the Court	
18	found that (a) Ground 1 was dismissed based on Petitioner's voluntary waiver of the claim; (b)	
19	Grounds 2 through 17 were exhausted with respect to the ineffective assistance of appellate	
20	counsel claims but were unexhausted with respect to the due process claims; (c) Grounds 18	
21	through 21 were exhausted with respect to the due process claims but were unexhausted with	
22	respect to the ineffective assistance of appellate counsel claims; (d) Ground 22 was fully	
23	unexhausted as to both the due process claim and ineffective assistance of appellate counsel	
24	claim; (e) Ground 23 was exhausted with respect to the due process claim but unexhausted	
25	with respect to the ineffective assistance of appellate counsel claim; and (f) Ground 24 was	
26	fully exhausted as a due process claim. (ECF No. 29 at 14).	
27	Petitioner has now filed his notice of abandonment, indicating that he "unequivocally	
28	understands" that he is "forever abandoning the unexhausted grounds for relief in his federal	
	habeas petition" in accordance to this Court's	order in docket entry #29. (ECF No. 31 at 2).

Respondents shall now file their answer to the remaining grounds for relief.

IT IS FURTHER ORDERED that the motion to proceed on exhausted claims (ECF No. 31) is granted.

IT IS FURTHER ORDERED that Respondents SHALL FILE AND SERVE AN ANSWER to all remaining grounds of the petition within thirty (30) days from the entry of this order. The answer shall include substantive arguments on the merits as to each ground of the petition. No further motions to dismiss will be entertained.

IT IS FURTHER ORDERED that Petitioner SHALL FILE AND SERVE A REPLY to the answer, within thirty (30) days after being served with the answer.

IT IS FURTHER ORDERED that any further exhibits filed by the parties shall be filed with a separate index of exhibits identifying the exhibits by number or letter. The CM/ECF attachments that are filed further shall be identified by the number or numbers (or letter or letters) of the exhibits in the attachment. The hard copy of any additional exhibits shall be forwarded – for this case – to the staff attorneys **in Reno, Nevada**.

Dated: This 16th day of September, 2014.

United States Distict Judge