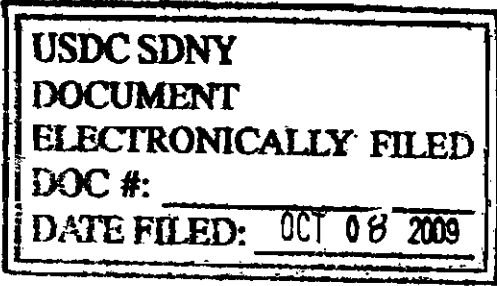


UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK
-----x



COLON,

Plaintiff,

-v-

No. 09 Civ. 5168 (LTS)(AJP)

ERCOLE,

Defendant.


-----x

ORDER

The Court has received Plaintiff's request, dated September 23, 2009, for an extension of time to respond to Defendant's Answer Opposing Petition for a Writ of Habeas Corpus. The Court hereby extends Plaintiff's time to respond to **January 8, 2010**.

SO ORDERED.

Dated: New York, New York
October 8, 2009



LAURA TAYLOR SWAIN
United States District Judge

Copies mailed/faxed to COUNCIL of RECORDS
Chambers of Judge Swain 10-8-09