

**IN THE UNITED STATES DISTRICT COURT
FOR THE SOUTHERN DISTRICT OF OHIO
EASTERN DIVISION**

DENNIS NOLAND,

Petitioner,

v.

PAT HURLEY, Warden,

Respondent.

CASE NO. 2:05-cv-682

JUDGE MARBLEY

MAGISTRATE JUDGE ABEL

ORDER

On May 26, 2006, the instant habeas corpus proceedings were stayed so that petitioner could exhaust state court remedies by filing a delayed application to reopen the appeal in the state appellate court pursuant to Ohio Appellate Rule 26(B). Doc. No. 13. On October 23, 2006, petitioner filed a notice of exhaustion. *See* Doc. No. 19. Therefore, proceedings in this case are hereby **REACTIVATED**.

Respondent is **DIRECTED** to file a supplemental response to the instant habeas corpus petition within twenty (20) days of the date of this order.

IT IS SO ORDERED.

s/Mark R. Abel
United States Magistrate Judge

