

**IN THE UNITED STATES DISTRICT COURT
FOR THE SOUTHERN DISTRICT OF OHIO
WESTERN DIVISION AT DAYTON**

GEORGE SKATZES,

Petitioner,

-vs-

KEITH SMITH, Warden,

Respondent.

:

Case No. 3:09-cv-289

:

District Judge Timothy S. Black
Magistrate Judge Michael R. Merz

:

AMENDMENTS TO SCHEDULING ORDER

On Motion of Petitioner (Doc. No. 48) and following a telephone conference on Thursday, January 27, 2011, at which Respondent's counsel voiced the Warden's objections, the following amended schedule is set:

- | | | |
|----|---|---|
| 1. | Motions for discovery by either party | March 4, 2011 |
| 2. | Motions to expand the record by either party | 14 days after denial of discovery or the discovery cut-off, whichever is later. |
| 3. | Motions for evidentiary hearing by either party | 21 days after denial of discovery or the discovery cut-off, whichever is later. |

Once the record is complete, the Court will set a schedule for briefing on the merits.

January 27, 2011.

s/ **Michael R. Merz**
United States Magistrate Judge