

IN THE UNITED STATES DISTRICT COURT  
FOR THE EASTERN DISTRICT OF PENNSYLVANIA

LUIS RODRIGUEZ : CIVIL ACTION  
: :  
v. : :  
: :  
LAWRENCE MAHALLY, et al. : NO. 17-2160

ORDER

AND NOW, this *5<sup>TH</sup>* day of *March*, 2017, upon careful and independent consideration of the motion to amend, the petition for writ of habeas corpus, the responses to both, and after review of the Report and Recommendation of United States Magistrate Judge Elizabeth T. Hey, IT IS ORDERED that:

1. The Report and Recommendation is APPROVED AND ADOPTED.
2. The motion to stay consideration of the habeas petition is GRANTED.
3. The petition for writ of habeas corpus is placed in suspense until the conclusion of the state court proceedings.
4. Petitioner and Respondents shall notify the court within thirty days of the conclusion of the state proceedings so the habeas petition may proceed in this court.
5. The Order requiring the District Attorney to answer the habeas petition (Doc. 7) is VACATED.

BY THE COURT:

*Eduardo C. Robreno, J.*  
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EDUARDO C. ROBRENO, J.

*① Motion for Extension of Time (doc 15) is DENIED AS MOOT.*