

HONORABLE RONALD B. LEIGHTON

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UNITED STATES DISTRICT COURT  
WESTERN DISTRICT OF WASHINGTON  
AT TACOMA

CLARK RICHARD ELMORE,  
Petitioner,

v.

STEPHEN SINCLAIR,  
Respondent.

CASE NO. C08-0053RBL  
ORDER

THIS MATTER comes on before the above-entitled court upon Respondent's Memorandum of Impact of *Cullen v. Pinholster* on Elmore's Motion for Evidentiary Hearing [Dkt. #59] and Petitioner's Motion for Extension of Time to Respond to State's *Pinholster* Memorandum [Dkt. #60].

Petitioner shall file a Memorandum setting forth his position on the impact of *Cullen v. Pinholster* as soon as possible, but not later than May 17, 2011.

**IT IS SO ORDERED.**

1 The Clerk shall send uncertified copies of this order to all counsel of record, and to any  
2 party appearing pro se.

3 Dated this 20<sup>th</sup> day of April, 2011.  
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BENJAMIN H. SETTLE

8 United States District Judge  
9 for Ronald B. Leighton  
10 United States District Judge  
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