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UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF WASHINGTON
AT SEATTLE

MARLOW TODD EGGUM,

 Petitioner,

 v.

DONALD HOLBROOK,¹

 Respondent.

Case No. C14-1328-RAJ-MAT


ORDER DIRECTING RESPONDENT
TO FILE BRIEF ADDRESSING
PETITIONER’S SUPPLEMENTAL
AUTHORITY

On December 31, 2019, petitioner filed a notice of supplemental authority directing the Court’s attention to a recent published decision by the Washington Court of Appeals, *State v. Dawley*, which addresses the constitutionality of the statute at issue in this case. (Dkt. 145.) On or before **January 31, 2020**, respondent shall file a supplemental brief addressing *Dawley*’s impact on the instant case and responding to the arguments petitioner raises in his notice. Petitioner shall not file a reply unless directed by the Court.

¹ Petitioner has been transferred to the Washington State Penitentiary (“WSP”) in Walla Walla, Washington. (See Dkt. 144 at 1 n.1.) Accordingly, the Court directs the Clerk to SUBSTITUTE Donald Holbrook, the WSP Superintendent, as the respondent in this action.

1 The Clerk is directed to RE-NOTE respondent's answer (Dkt. 133) and petitioner's motion
2 to expand the record (Dkt. 126) for January 31, 2020, and to send copies of this order to the parties
3 and the Honorable Richard A. Jones.

4 Dated this 16th day of January, 2020.

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Mary Alice Theiler
United States Magistrate Judge