

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23

UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF WASHINGTON
AT SEATTLE

KEVIN L. BOOT,

Petitioner,

v.

JAMES KEY,

Respondent.

CASE NO. C18-24 TSZ-BAT

**ORDER DIRECTING SERVICE
AND ANSWER TO § 2254
PETITION**

The Court has reviewed the petition for writ of habeas corpus filed in this case and

ORDERS:

SERVICE

(1) By certified mail, the Clerk shall serve respondent and the Attorney General of the State of Washington copies of petitioner’s habeas petition and any supporting pleadings or documents.

ANSWER OR OTHER RESPONSE

(1) Within **45 days** of being served, respondent shall file and serve either an answer or other response such as a dispositive motion or a motion to stay proceedings. An answer must conform with Rule 5 of the Rules Governing Section 2254 Cases, and also indicate whether an evidentiary hearing is necessary.

1 (2) Respondent must note the answer or other response for the court's consideration
2 on the fourth Friday after filing. Petitioner's response to the answer or other response must be
3 filed and served no later than the Monday immediately before the Friday designated for
4 consideration of the matter. Respondent's reply must be filed no later than the Friday designated
5 for consideration of the matter. Counsel shall deliver to the Clerk's Office a paper copy of any
6 electronically filed document that is more than 50 pages in length. The paper copy should be
7 clearly marked "Courtesy Chambers Copy."

8 **MOTIONS**

9 (1) Any request for court action must be made in a written motion that is properly
10 filed, served, and noted in accordance with Local Rule CR 7. All arguments supporting a motion
11 must be in the motion itself and not in a separate document. The caption of the motion must
12 designate the date the motion is to be noted for the court's consideration.

13 (2) The parties may not communicate directly with the District Judge or Magistrate
14 Judge regarding this case. All relevant inquiries, information and papers are to be directed to the
15 Clerk.

16 (3) The Clerk is directed to send a copy of this Order to the parties and to
17 the Honorable Thomas S. Zilly.

18 DATED this 9th day of January, 2018.

19
20 

21 _____
BRIAN A. TSUCHIDA
United States Magistrate Judge