

1 hearing date and several motions pertaining to the evidentiary hearing would be stricken pending
2 Judge Leighton's determination. Dkt. 63. Judge Leighton ultimately denied respondent's
3 objections, allowing the Court to proceed with the evidentiary hearing. Dkt. 64.

4 Therefore, it is ORDERED:

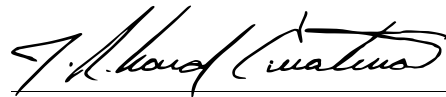
- 5 1) An evidentiary hearing is re-scheduled for **April 5, 2018 at 9:00 a.m.** The parties are
6 directed to appear at Courtroom D of the United States District Court at Tacoma,
7 1717 Pacific Avenue, Tacoma, WA 98402, at that time. The Court anticipates the
8 hearing to take approximately 3 hours. The parties are directed to notify the Court if
9 they believe more time will be necessary.
- 10 2) If this date does not work for a party, the parties must confer and propose an
11 alternative date. The parties must then notify the Court by contacting the
12 undersigned's judicial assistant, Sandy Huntington, at
13 sandy_huntington@wawd.uscourts.gov or by telephone at 253-882-3780.
- 14 3) The parties shall arrange for petitioner's presence.
- 15 4) At the evidentiary hearing, the Court will only entertain evidence pertaining to
16 petitioner's claim that his *Alford* plea was coerced and therefore involuntary.¹
- 17 5) The parties shall submit briefs and exhibits no later than **March 30, 2018**. The briefs
18 should address the legal issue before the Court and list the witnesses the parties will
19 call.
- 20 6) The parties shall number all exhibits sought to be admitted and deliver a copy to
21 chambers no later than **March 30, 2018**. Before the hearing, the parties shall confer
22 on the admissibility of exhibits and other evidence and inform the Court which

23
24 ¹ The Court will rule on petitioner's motion to allow affidavits (Dkt. 52) and motion to expand record (Dkt.
53) in a separate order.

1 exhibits are objected to, as well as the basis for the objection. If a party will refer to
2 portions of the record that require transcription, such as the plea or sentencing
3 hearings, those portions should be obtained and submitted.

- 4 7) The Clerk is directed to provide a copy of this order to the parties and to the
5 Honorable Ronald B. Leighton.

6 Dated this 6th day of March, 2018.

7 

8 J. Richard Creatura
9 United States Magistrate Judge