



1           1.     The Clerk of this Court shall promptly (a) serve a copy  
2 of the Petition, and a copy of this Order on Respondents by  
3 delivering the Petition to the United States Attorney, Central  
4 District of California or his authorized agent, and (b) serve a  
5 copy of this Order on Petitioner's counsel of record.

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7           2.     Within seven (7) days, Respondents shall file and serve  
8 a Notice of Appearance, notifying the Court of the name of the  
9 attorney who will have principal charge of the case, together with  
10 the address where the attorney may be served and the attorney's  
11 telephone and fax number.

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13           3.     Within thirty (30) days, Respondents shall file a  
14 Response to the Petition:

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16           (a) If Respondents contend that the Petition can be decided  
17 without the Court reaching the merits of Petitioner's claims,  
18 Respondents shall file a Motion to Dismiss confined to the basis  
19 for the contention that dismissal without reaching the merits of  
20 Petitioner's claims is warranted. At the time the Motion to Dismiss  
21 is filed, Respondents shall also lodge with the Court all records  
22 bearing on Respondents' contention in this regard.

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24           (b) If Respondents file a Motion to Dismiss, Petitioner shall  
25 file an Opposition/Response to the Motion, or a Notice of Non-  
26 Opposition to the Motion, within twenty-one (21) days of the date  
27 of service thereof. At the time the Opposition is filed (assuming  
28 an Opposition is filed), Petitioner shall lodge with the Court any

1 records not lodged by Respondents which Petitioner believes may be  
2 relevant to the Court's determination of the Motion. Petitioner's  
3 Opposition shall state whether Petitioner admits or denies each  
4 allegation of fact contained in the Motion, and be limited to facts  
5 and contentions responsive to matters raised in the Motion. The  
6 Court will not consider grounds for relief that Petitioner asserts  
7 for the first time in the Opposition. Petitioner is further advised  
8 that failure to oppose a Motion to Dismiss may be construed as  
9 consent to the granting of the Motion and dismissal of the action.  
10 See Local Rule 7-12.

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12 (c) Respondents shall file a Reply to Petitioner's Opposition  
13 to the Motion to Dismiss within seven (7) days of service of  
14 Petitioner's Opposition/Response.

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16 (d) If Respondents do not contend that the Petition can be  
17 decided without the Court reaching the merits of Petitioner's  
18 claims, Respondents shall file and serve an Answer to the Petition  
19 and shall lodge with the Court all records bearing on the merits  
20 of Petitioner's claims.

21 (e) Petitioner may file a single Reply ("Reply") to matters  
22 raised in the Answer within seven (7) days of the date of service  
23 thereof. Any Reply filed by Petitioner (a) shall state whether  
24 Petitioner admits or denies each allegation of fact contained in  
25 the Answer; (b) shall be limited to facts or arguments responsive  
26 to matters raised in the Answer; and (c) shall not raise new grounds  
27 for relief that were not asserted in the Petition. No Reply shall  
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