



**Anderson, LaMont**

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**From:** ecf@id.uscourts.gov  
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**To:** CourtMail@idd.uscourts.gov  
**Subject:** Activity in Case 1:93-cv-00024-BLW Leavitt v. Arave Order

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U.S. District Court

District of Idaho (LIVE Database)Version 5.1.1

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The following transaction was entered on 5/18/2012 at 10:47 AM MDT and filed on 5/18/2012

**Case Name:** Leavitt v. Arave  
**Case Number:** 1:93-cv-00024-BLW  
**Filer:**  
**WARNING: CASE CLOSED on 09/28/2007**  
**Document Number:** 324(No document attached)

**Docket Text:**

**DOCKET ENTRY ORDER. Respondent's response to Petitioner's Motion for Relief from Judgment Pursuant to Fed. R. Civil P. 60(b), [and] Application for Further Stay of Execution [318] shall be filed no later than 12:00 p.m. on May 23, 2012. Petitioner's reply shall be filed no later than 12:00 p.m. on May 29, 2012.** If the Court chooses to set oral argument, it will do so by separate order. Given the voluminous nature of the record, Petitioner's counsel may wish to clarify more precisely which "substantial" claims of ineffective assistance of trial counsel they believe (1) were previously raised in this habeas corpus matter, (2) were dismissed by this Court as procedurally defaulted, (3) have not otherwise been addressed on the merits at some point in the proceeding, see, e.g., Leavitt v. Arave, 383 F.3d 809, 840 n.40 (9th Cir. 2004), and (4) were defaulted due to ineffective assistance of post-conviction counsel. Martinez v. Ryan, 132 S.Ct. 1309, 1320 (9th Cir. 2012). Signed by Judge B. Lynn Winmill. (cd)

1:93-cv-00024-BLW Notice has been electronically mailed to:

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