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6 **UNITED STATES DISTRICT COURT**

7 **FOR THE EASTERN DISTRICT OF CALIFORNIA**

8 UNITED STATES OF ) CASE NO CR 02-364 WBS  
9 AMERICA )

10 Plaintiff ) ORDER ON RENEWED EX PARTE  
11 ) APPLICATION TO EXTEND TIME TO  
12 ) FILE APPLICATION FOR  
13 vs. ) CERTIFICATE OF APPEALABILITY

14 )  
15 RAYFORD ROBERSON )  
16 Defendant )

17 \_\_\_\_\_  
18  
19 GOOD CAUSE APPEARING, from the ex parte application of the  
20 defendant, it is ordered that the defendant may have to and including the date of  
21 February 16, 2009 by which to file an application for a certificate of appealability.

22  
23 Dated: February 6, 2009

24   
25 WILLIAM B. SHUBB  
26 UNITED STATES DISTRICT JUDGE  
27  
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