

IN THE UNITED STATES DISTRICT COURT  
FOR THE WESTERN DISTRICT OF WISCONSIN

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MICHAEL E. HENDRICKS,

Petitioner,

ORDER

v.

06-C-0564-C

ROBERT HUMPHREYS, Warden,  
Racine Correctional Institution,

Respondent.

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On December 8, 2006, petitioner Michael Hendricks filed a “Motion for Summary Judgment” in which he asks the court to grant his application for a writ of habeas corpus because respondent filed his answer three days late. The motion is DENIED. The magistrate judge granted respondent’s motion for permission to file his answer late. A three-day delay was not unduly prejudicial to petitioner.

Petitioner has 20 days from the date on which he received the answer in which to file his reply.

Entered this 11th day of December, 2006.

BY THE COURT:

/s/

BARBARA B. CRABB

District Judge