

FILED

UNITED STATES COURT OF APPEALS

JAN 07 2009

FOR THE NINTH CIRCUIT

MOLLY C. DWYER, CLERK
U.S. COURT OF APPEALS

BRIAN CARR,

Plaintiff - Appellant,

v.

STATE OF OREGON; et al.,

Defendants - Appellees.

No. 08-35902

D.C. No. 3:08-cv-00398-HA

District of Oregon,

Portland

ORDER

The appellees' motion for an extension of time in which to file the answering brief is granted. The answering brief is due February 12, 2009. The optional reply brief is due 14 days after service of the answering brief.

Court records do not currently reflect that the district court has issued the certificate of record. Appellant shall monitor the issuance of the certificate.

For the Court:

MOLLY C. DWYER

Clerk of the Court:

Cathie A. Gottlieb

Deputy Clerk

Ninth Cir. R. 27-7/Advisory Note to Rule 27
and Ninth Circuit 27-10