**IN THE UNITED STATES DISTRICT COURT**

**FOR THE DISTRICT OF ARIZONA**

|  |  |
| --- | --- |
| ,  Plaintiff,  v.  ,  Defendant(s). | No.  **ORDER** |
|  |  |

Regarding responses to 28 U.S.C. § 2254 Petitions: a respondent may file a limited, initial response raising the affirmative defense of untimeliness if there is a reasonable basis to conclude that the petitioner's habeas corpus petition is untimely by more than one year past the deadline. A response limited to untimeliness must still include a brief factual and complete procedural background. A respondent does not waive the right to file additional affirmative defense, but shall await further direction from the Court before doing so.