

1 John Henry Yablonsky AL-0373
2 Box 8500
3 Coalinga, Ca. 93210

4 IN THE UNITED STATES DISTRICT COURT
5 CENTRAL DIVISION

6
7 John Henry Yablonsky,
8 Petitioner,

9 VS.

10
11 Scott Fraeunheim(warden),
12 Respondent,

EDCV 14-01877-PA-(DTE)

Petitioner application for
enlargement of timer to reply
to Respondents ANSWER, for
thirty(30) days, with good
cause.

The Honorable Magistrate D. Bristow
Filed; September 4, 2014

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15 Petitioner comes before this court with good cause
16 moving this court for an enlargement of time to respond in reply
17 to respondents [answer]. The court has ordered that, and given
18 petitioner (30) days to reply, according to order (#8) of the order
19 dated September 12, 2014. Respondent had filed a motion for leave
20 of extension of time of (15) days, which was granted on October
21 15, 2014. The respondent did reveal they had, without the Marsden
22 section already exceeded one hundred and sixty pages in their
23 answer, and expected more in the complete [answer], while the
24 court order limited the reply of the petitioner to (25 pages).

25 Petitioner has repeatedly requested Priority Library Use
26 (PLU) to the facility library and was denied because the librarian
27 could not comprehend the courts orders, fifteen days from the date

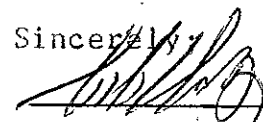
-Enlargement 1

1 of the Magistrates orders, thirty days from the date of the magista-
2 rates orders, etc. The facility practices under the Title 15 guide-
3 lines §3122, which states that an inmate will be given (PLU) status
4 up to 30 days from and established court deadline. The facility
5 had restricted the library due to lack of staff to one day per
6 week for two 2-hour sessions on a first come first serve basis,
7 and without the PLU status, petitioner has been denied access.

8 Petitioner expects to reply to respondents answer, has
9 filed several motions for [admissions], questionnaire, and discovery
10 from the state with regards to his claims. Petitioner humbly moves
11 this court for an enlargement of time by 30 days from the courts
12 initial; order of December 11, 2014 to January 10, 2014 in order
13 to research the respondents answer, cases, and prepare his reply.
14 The petitioner has been given access to (Exhibit 49 The recording
15 disc of the states interrogation) which was to be ACCURATE AND
16 ORIGINAL MEDIA, AND IS NOT. This release of the disc by petitioners
17 appellate attorney to petitioners family is being transcribed
18 showing the (FRAUDULENT) content to not be as the state had implied
19 as [accurate] and [original media]. It is in these reasons the
20 petitioner moves this court for the additional 30 days enlargement
21 of time to reply, until January 10, 2014.

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25
26 Date 11/13/14

Sincerely,



John Henry Yablonsky

27
Enlargement 2

Johnm Henry Yablonsky AL-0373
Box 8500-A-2-216
Coalinga, Ca.93210

Case No. EDCV 14--1877-PA(DTB)
Yablonsky v. Fraeunheim (warden)

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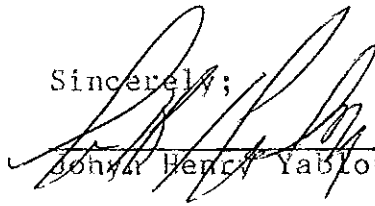
Mr Fraeunheim;

A Habeas Petition was filed on September 4,2014 naming you as the respondent.Your facility has repeatedly interfered with reasonable access into the facility Yard Library for research pur' poses.The refusal of access interferes with my ability to defend my rights outlined in the 43 grounds of state errors against my Constitutional interests.The Yard has limited access into the library and you have direct control of the facility staff, which is responsible for ignoring the courts orders dated September 12,2014.

I am moving ther courts for judicial notice with regards to your inability to provide the reasonable access outlined in [Hull/McCarthy] courts.

I acknowledge your schedule may disassociate your understanding of what goes on outside your view, but you are named the respondent in this case, and therefore a controlling party to my interests. The Yard closure of the library seriously interferes with my right to defend my freedoms that are restricted because of the illegal conviction.Please address the restriction to the yard library , grant access to the library on this yard to be in compliance with the supreme courts decisions without further delay please.

Date 11/8/14 INST.MAIL

Sincerely;

John Henry Yablonsky

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IN THE UNITED STATES DISTRICT COURT
EASTERN DISTRICT
CENTRAL DIVISION

John Henry Yablonsky,
Petitioner,

Vs.

Scott Fraeunheim(warden),
Respondent,

Case no.EDCV 14-01877-PA(DTB)

[PROPOSED] ORDER

The court find good cause in petitioners request
for an enlargement of time to reply to Respondents [Answer] of
30 days. This court grants this enlargement until January 10,2014
for petitioner to have his reply filed and served.

This order is modified by _____

Date _____

The Honorable Magistrate

PROOF OF SERVICE ACCORDING TO PRISONER MAIL BOX RULE

This service and mailing was conducted by a party to this action and was conducted in accordance with facility practice and the Title 15,div.3 section §3142, also Penal Code § 2601(b).

This mailing was inspected and sealed in the presence of an on duty correctional officer, in a fully pre-paid envelope that was addressed to the following,

UNITED STATES DISTRICT COURT	California Attorney General
3470 Twelfth St.Rm.134	Attn;D.Delgado
Riverside California,92501	Box 85266
	S.d.,Ca.92186

This service contained the following ;

Enlargement of time motion

This service was conducted by an adult over the age of 18 years of age,, and mailed in compliance with ordinary daily mail practices and routines that are processed and delivered by the U.S.P.S. from the city of;

Coalinga and 93210

city

zip code

This service was conducted on))) 11/13/14 Date

ACCORDING TO THE PRISONER MAIL BOX RULE

THIS SERVICE IS CONSIDERED FILED ON THE DATE OF THE SERVICE

UNDER THE PENALTY OF PERJURY

The forgoing of this proof of service is the truth to the best and direct knowledge of;

John Henry Yablonsky

11/13/14
Date

My adress is Box 8500 Coalinga,ca.93210