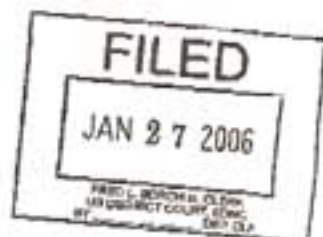


UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF NORTH CAROLINA
WESTERN DIVISION

No. 75-26-CR-3
No. 5:06-CV-24-F



JEFFREY R. MacDONALD,
Movant,

v.

UNITED STATES OF AMERICA,
Petitioner/Defendant.


ORDER

Pursuant to Rule 4(b), RULES GOVERNING § 2255 PROCEEDINGS, the undersigned has conducted an initial consideration of movant Jeffrey R. MacDonald's January 17, 2006, Motion to Vacate, Set Aside, or Correct Sentence, 28 U.S.C. § 2255. Having done so, the court concludes that it does not "plainly appear from the motion, attached exhibits, and the record of prior proceedings" that the movant is not entitled to relief. Accordingly, the United States Attorney is ORDERED to file his answer, motion, or other response on or before March 30, 2006.

Leave hereby is GRANTED for the Government to exceed the page limitation for its response up to a total of 50 pages.

SO ORDERED.

This the 27 day of January, 2006.



JAMES C. FOX
Senior United States District Judge