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UNITED STATES DISTRICT COURT  
CENTRAL DISTRICT OF CALIFORNIA

HOOMAN ASHKAN PANAH,  
Petitioner,  
v.  
KEVIN CHAPPELL, Warden of  
California State Prison at San  
Quentin,  
Respondent.

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CASE NO. CV 05-7606 RGK  
**DEATH PENALTY CASE**  
ORDER GRANTING STAY OF  
EXECUTION PENDING  
APPEAL

On November 14, 2013, the Court issued an Order Denying Second Amended Petition for Writ of Habeas Corpus. The Court issued a Certificate of Appealability on Claim 2 of the Petition. On December 6, 2013, Petitioner filed a notice of appeal from the Court’s Order and an Unopposed Ex Parte Application by a State Prisoner under Sentence of Death for Stay of Execution of Death Sentence pending the outcome of the appeal.

Local Rule 83-17.6(c) provides that “[i]f the petition is denied and a certificate of appealability is issued, the Court may grant a stay of execution which will continue in effect until the Court of Appeals acts upon the appeal or the order of stay.” L. R. 83-17.6(c).

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1 Pursuant to Local Rule 83-17.6(c), the execution of Petitioner's sentence of  
2 death and any and all proceedings related to the execution of that sentence,  
3 including preparation for execution and the setting of an execution date, are stayed  
4 until the final decision of the United States Court of Appeals for the Ninth Circuit  
5 in this matter, unless otherwise ordered by the Court of Appeals.

6 The Clerk of the Court shall serve a certified copy of this Order on  
7 Petitioner; Respondent Kevin Chappell, Warden, San Quentin State Prison; Ana  
8 Duarte, Deputy Attorney General of the State of California; the Clerk of the Los  
9 Angeles County Superior Court; and the District Attorney of Los Angeles County.

10 **IT IS SO ORDERED.**

11 Dated: December 10, 2013.



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13 R. GARY KLAUSNER  
14 United States District Judge  
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