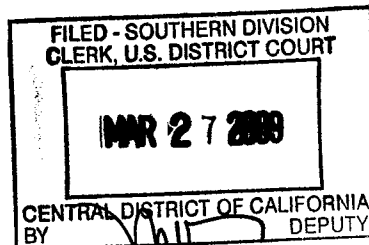


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2 **DEATH PENALTY**
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8 UNITED STATES DISTRICT COURT
9 FOR THE CENTRAL DISTRICT OF CALIFORNIA
10

11 ERNEST DEWAYNE JONES,
12 Petitioner,
13 v.
14 ROBERT K. WONG, Acting Warden of
15 California State Prison at San Quentin,
16 Respondent.
17

Case No. CV-09-02158-CJC
DEATH PENALTY CASE
~~PROPOSED~~ ORDER STAYING
EXECUTION

18 Upon request of petitioner ERNEST DEWAYNE JONES, through the Habeas
19 Corpus Resource Center, and pursuant to Local Rule 83-17.6 (a) and (c),

20 IT IS HEREBY ORDERED that the execution of petitioner’s sentence of death
21 and any and all court and other proceedings related to the execution of that sentence,
22 including preparation for execution and the setting of an execution date, are stayed
23 pending final disposition of Ernest Jones’s Petition for Writ of Habeas Corpus and
24 throughout all appellate proceedings in this matter, and the stay of execution shall
25 terminate when the mandate of the Ninth Circuit Court of Appeals is issued, filed, and
26 spread on the minutes of the United States District Court, unless otherwise ordered by
27 this Court.

28 The Clerk of the Court shall give immediate telephonic notice to respondent,

1 Robert K. Wong, Acting Warden of California State Prison at San Quentin, that
2 petitioner's execution is stayed by Order of this Court. The Clerk of the Court shall
3 also serve a certified copy of this order on petitioner; respondent, Robert K. Wong,
4 Warden of California State Prison at San Quentin; the Clerk of Los Angeles County
5 Superior Court; and Steve Cooley, District Attorney of Los Angeles County.

James T. Selna

8 Dated: MAR 27 2009

UNITED STATES DISTRICT JUDGE

12 Dated: March 26, 2009

Respectfully submitted,

15 By: MICHAEL LAURENCE, State Bar No. 121854
16 HABEAS CORPUS RESOURCE CENTER
17 303 Second Street, Suite 400 South
18 San Francisco, California 94107
19 Telephone: (415) 348-3800
20 Facsimile: (415) 348-3873
21 Email: MLaurence@hrcr.ca.gov
Docketing@hrcr.ca.gov

22 Attorneys Appearing Specially for
23 Petitioner Ernest Dewayne Jones

24 On 3-27-09,

25 I, MILICENT R. BORGARDING, telephoned
Robert Ayers Jr. (no response)

26 at San Quentin Prison and
Keith Borion (left message) and Scott Targel
at the Attorney General Office regarding (left message)

27 stay of execution. In addition, I faxed a copy of this order to
28 Warden San Quentin Prison
Milicent Borgarding
Deputy Clerk

3-27-09

To Robert Ayers Warden
Eric Messick
Litigation Coordinator

FAY 415 454-6288

From Meli Bergarden
Deputy In Charge
Santa Ana Division
CDCA

Subject: Order Staying Execution
Ernest Dwayne Jones -v- Wong
CV09-2158-CJC

3 pages including this page

*** TX REPORT ***

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3-27-09

To Robert Ayers Warden
Eric Messick
Negotiation Coordinator

FAY 415 454-6288

From Meli Bergarden
Deputy In Charge
Santa Ana Division
C DCA