

1 EDMUND G. BROWN JR.
 Attorney General of California
 2 DANE R. GILLETTE
 Chief Assistant Attorney General
 3 PAMELA C. HAMANAKA
 Senior Assistant Attorney General
 4 A. SCOTT HAYWARD
 Deputy Attorney General
 5 HERBERT S. TETEF
 Deputy Attorney General
 6 State Bar No. 185303
 300 South Spring Street, Suite 1702
 7 Los Angeles, CA 90013
 Telephone: (213) 897-0201
 8 Fax: (213) 897-6496
 E-mail: DocketingLAAWT@doj.ca.gov
 9 *Attorneys for Respondent*

10 IN THE UNITED STATES DISTRICT COURT
 11 FOR THE CENTRAL DISTRICT OF CALIFORNIA

13 **ERNEST DEWAYNE JONES,**
 14
 Petitioner,
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 v.
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 17 **ROBERT K. WONG, Acting Warden**
of California State Prison at San
 18 **Quentin,**
 19
 Respondent.

Case No. CV-09-2158-CJC
DEATH PENALTY CASE
[PROPOSED] ORDER
 The Honorable Cormac J. Carney, U.S.
 District Judge

21 On Respondent's request, the Answer filed by Respondent on April 6, 2010, is
 22 hereby deemed amended to replace all representations therein that Respondent
 23 denies or lacks sufficient knowledge to admit or deny the factual allegations with
 24 the following response:

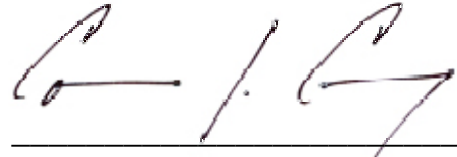
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The state court record is the best evidence of the facts alleged in support of the claims in the federal Petition. Respondent hereby defers to the factual findings and evidence existing in the state court record.

Presented by: /s/ Herbert S. Tetef
Deputy Attorney General

Dated: June 08, 2010



The Honorable Cormac J. Carney

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