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10 IN THE UNITED STATES DISTRICT COURT
 11 FOR THE CENTRAL DISTRICT OF CALIFORNIA
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13
 14 **ERNEST DEWAYNE JONES,**

Petitioner,

15
 16 v.

17 **MICHAEL MARTEL, Acting**
 18 **Warden of California State Prison at**
 19 **San Quentin,**

Respondent.
 20

CV 09-2158-CJC

DEATH PENALTY CASE

[PROPOSED] ORDER

21 Good cause appearing, IT IS ORDERED that Respondent is granted to and
 22 including September 14, 2011, in which to file an Opposition to Petitioner's
 23 Supplemental Brief on the Effect of *Cullen v. Pinholster* on the Court's Power to

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1 Grant an Evidentiary Hearing. Petitioner's Reply in support of his Supplemental
2 Brief shall be filed by September 28, 2011.

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

6 Dated: _____

7 Honorable Cormac J. Carney
8 United States District Judge

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CERTIFICATE OF SERVICE

Case Name: **Ernest Dewayne Jones v.
Michael Martel, Acting Warden
of California State Prison at San
Quentin (DEATH PENALTY
CASE)**

No. **CV 09-2158-CJC**

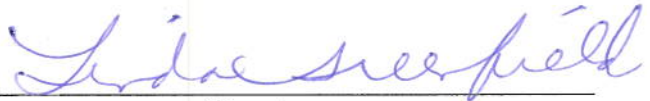
I hereby certify that on August 11, 2011, I electronically filed the following documents with the Clerk of the Court by using the CM/ECF system:

[PROPOSED] ORDER

I certify that **all** participants in the case are registered CM/ECF users and that service will be accomplished by the CM/ECF system.

I declare under penalty of perjury under the laws of the State of California the foregoing is true and correct and that this declaration was executed on August 11, 2011, at Los Angeles, California.

Linda Greenfield
Declarant



Signature