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14 Attorneys for Petitioner  
15 GEORGE A. SOULIOTES

16  
17 UNITED STATES DISTRICT COURT  
18 EASTERN DISTRICT OF CALIFORNIA

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20 GEORGE A. SOULIOTES,  
21 Petitioner,

22 v.

23 ANTHONY HEDGPETH, Warden, Salinas  
Valley State Prison, *et al.*,  
24 Respondents.  
25

Case No. 1:06-CV-00667-OWW-MJS  
(HC)

**STIPULATION AND ORDER  
EXTENDING DATE FOR EXPERT  
REPORT DISCLOSURES**

1 WHEREAS, Respondent has informed Petitioner that Respondent's expert's report is not  
2 yet complete, and Respondent is presently unable to determine the anticipated completion date;

3 WHEREAS, Petitioner believes he would be prejudiced by disclosing his expert reports  
4 prior to completion of Respondent's expert's report;

5 WHEREAS, the parties seek to work cooperatively and to ensure that all witnesses and  
6 evidence have a fair opportunity to be heard while also adhering to the Court's scheduling order  
7 and the Ninth Circuit's requirement for "expedited proceedings";

8 NOW THEREFORE, the parties stipulate that:

9 (1) The parties shall file amended Expert Witness Disclosures in full compliance with  
10 Fed. R. Civ. Proc. 26(a)(2)(B), including written expert reports for each disclosed expert, on or  
11 before **Tuesday, December 6, 2011**.

12 (2) The parties expressly reserve their respective rights to seek all remedies, including  
13 exclusion of expert witnesses, for all experts not properly disclosed on or before **Tuesday,**  
14 **December 6, 2011**, as set forth in this stipulation.

15 SO STIPULATED.

16 Dated: December 1, 2011 Respectfully submitted,

17 ORRICK, HERRINGTON & SUTCLIFFE LLP  
18 NORTHERN CALIFORNIA INNOCENCE PROJECT

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20 By: /s/ Jimmy S. McBirney  
21 JIMMY S. MCBIRNEY  
Attorneys for Petitioner George A. Souliotes

22 Dated: December 1, 2011 Respectfully submitted,

23 KAMALA D. HARRIS  
24 Attorney General of California

25  
26 By: /s/ Kathleen A. McKenna  
27 KATHLEEN A. MCKENNA  
28 Supervising Deputy Attorney General  
Attorneys for Respondent

**ORDER**

IT IS SO ORDERED.

Dated: December 2, 2011

/s/ Michael J. Seng  
UNITED STATES MAGISTRATE JUDGE

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