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10 Attorneys for Petitioner  
 BILLY COY COCHRAN

11 UNITED STATES DISTRICT COURT  
 12 EASTERN DISTRICT OF CALIFORNIA

14 BILLY COY COCHRAN,  
 15  
 Petitioner,  
 16  
 vs.  
 17 MATTHEW KRAMER, Warden,  
 18  
 Respondent.

CASE NO. 06-cv-00909-CRB  
**STIPULATION REGARDING  
 SUPPLEMENTAL BRIEFING SCHEDULE**

Judge: Hon. Charles R. Breyer

20 WHEREAS, on July 18, 2006, Petitioner Billy Coy Cochran, an inmate  
 21 incarcerated at the Folsom State Prison, filed a petition for writ of habeas corpus in the above-  
 22 captioned case in the United States District Court for the Eastern District of California;

23 WHEREAS, on November 13, 2007, Petitioner filed an amended petition for writ  
 24 of habeas corpus;

25 WHEREAS, on March 10, 2008, Respondent was ordered to file an answer to the  
 26 amended petition for writ of habeas corpus, which was filed by Respondent on July 3, 2008;

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**FILED**  
 AUG 6 8 2009  
 RICHARD W. WIEKING  
 CLERK, U.S. DISTRICT COURT  
 NORTHERN DISTRICT OF CALIFORNIA

1 WHEREAS, on September 5, 2008, Petitioner filed a traverse to Respondent's  
2 answer to the amended petition for writ of habeas corpus;

3 WHEREAS, on November 24, 2008, this case was transferred by Chief Judge  
4 Anthony W. Ishii from the United States District Court for the Eastern District of California and  
5 reassigned to this Court for all further proceedings;

6 WHEREAS, on May 1, 2009, this Court issued an order requiring Respondent to  
7 file a further response to the amended petition for writ habeas corpus regarding Petitioner's  
8 challenge to his convictions on counts 5 and 6 as duplicative;

9 WHEREAS, on May 26, 2009, Respondent filed a supplemental brief in response  
10 to the Court's order dated May, 1, 2009;

11 WHEREAS, on June 3, 2009, Petitioner filed a reply to Respondent's  
12 supplemental brief;

13 WHEREAS, on June 10, 2009, the Court issued an order appointing Mark R.  
14 Conrad, of the law firm of Munger, Tolles & Olson LLP, to represent Petitioner for the limited  
15 purpose of addressing whether counts 5 and 6 are duplicative (the "Order Appointing Counsel");

16 WHEREAS, the Order Appointing Counsel directed Petitioner's counsel to review  
17 the record and advise whether supplemental briefing is required;

18 WHEREAS, the Order Appointing Counsel further directed the parties to confer  
19 regarding a reasonable schedule for any supplemental briefing;

20 NOW, THEREFORE, IT IS HEREBY STIPULATED that Petitioner shall submit  
21 a Supplemental Brief in Support of Petitioner's Claims on Count 5 and Count 6, not to exceed 25  
22 pages, to be filed not later than Friday, August 21, 2009;

23 IT IS FURTHER HEREBY STIPULATED that Respondent may submit a  
24 Supplemental Brief in Opposition to Petitioner's Claims on Count 5 and Count 6, if necessary,  
25 not to exceed 15 pages, to be filed not later than Friday, September 4, 2009;

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IT IS FURTHER HEREBY STIPULATED that, in the event that Respondent files a supplemental opposition brief, Petitioner may submit a Supplemental Reply Brief in Support of Petitioner's Claims on Count 5 and Count 6, if necessary, not to exceed 10 pages, to be filed not later than Friday, September 11, 2009;

~~IT IS FURTHER HEREBY STIPULATED that a hearing on the issues raised in the supplemental briefing shall be scheduled before this Court for Friday, September 25, 2009, at 10:00 a.m., in Courtroom 8, at 450 Golden Gate Ave., San Francisco, CA 94102.~~

IT IS SO STIPULATED.

DATED: August 3, 2009

MUNGER, TOLLES & OLSON LLP  
MARK R. CONRAD

By:           /s/ Mark R. Conrad            
MARK R. CONRAD

Attorneys for Petitioner  
BILLY COY COCHRAN

DATED: August 3, 2009

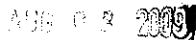
OFFICE OF THE ATTORNEY GENERAL  
JANET ELLEN NEELEY  
CATHERINE CHATMAN

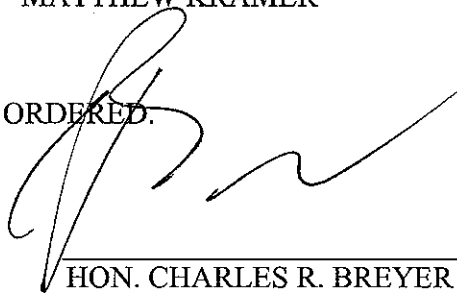
By:           /s/ Janet Ellen Neeley            
JANET ELLEN NEELEY

Attorneys for Respondent  
MATTHEW KRAMER

Pursuant to stipulation, IT IS SO ORDERED.

DATED:



  
HON. CHARLES R. BREYER  
United States District Judge

