

1 HEATHER E. WILLIAMS, State Bar No. 122664
Federal Defender
2 HARRY SIMON, State Bar No. 133112
Assistant Federal Defenders
3 801 I Street, 3rd Floor
4 Sacramento, California 95814
(916) 498-6666; FAX (916) 498-6656
5

6 TIMOTHY JOSEPH BROSNAN, Bar #75938
P.O. Box 2294
7 Mill Valley, CA 94941
(415) 962-7967
8 Email: brosnant@pacbell.net

9 Attorneys for Petitioner,
10 JOHN MICHAEL BEAMES

11 **UNITED STATES DISTRICT COURT**
12 **EASTERN DISTRICT OF CALIFORNIA**

13 JOHN MICHAEL BEAMES,) No. 1:10-CV-1429 AWI
14)
Petitioner,) **DEATH PENALTY CASE**
15)
vs.) **STIPULATION AND ORDER TO**
16) **CONTINUE SUBMISSION OF JOINT**
17 KEVIN CHAPPELL, Warden of the) **STATEMENT REGARDING FURTHER**
California State Prison at San Quentin,) **PROCEEDINGS**
18)
19)
Respondent.)
20)

21 On October 22, 2013, this Court issued an order finding that Claim 11 of the Petition
22 satisfies the requirements of 28 U.S.C. § 2254(d) and granting an evidentiary hearing on that
23 claim. As part of that order, the Court directed the parties to:

24 . . . meet and confer and thereafter file a joint statement within 60 days of the date of this
25 order, setting forth their respective preparations for the hearing, including witnesses to be
26 called, documentary evidence to be introduced, pre-hearing discovery to be conducted,
27 several proposed dates for the evidentiary hearing, and a realistic, efficient time estimate.

28 Doc. 70 at 28.

1 The parties have conferred regarding this matter and require additional time before they
2 will be able to submit a joint statement of the kind required by the Court's order. Accordingly,
3 the parties stipulate that the time for submission of the joint statement required by the Order of
4 October 22, 2013 be extended from December 23, 2013 to February 21, 2014.
5

6 Respectfully Submitted,

7 Heather Williams,
8 Federal Defender
9 Harry Simon
Assistant Federal Defender

10 Dated: December 16, 2013

11 By: /s/Harry Simon
12 Harry Simon
Assistant Federal Defender

13
14 Dated: December 16, 2013

15 By: /s/Timothy Brosnan
16 Timothy Brosnan
Attorneys for Petitioner,
Bob Russell Williams, Jr.

17 KAMALA D. HARRIS
18 Attorney General of California
19 SEAN M. MCCOY
Deputy Attorney General

20 Dated: December 16, 2013

21 By: /s/Robert Gezi
22 Robert Gezi
23 Deputy Attorney General
Attorneys for Respondent,
Warden Kenneth Chappell

24 IT IS SO ORDERED.

25
26 Dated: December 16, 2013

27 /s/ Anthony W. Ishii
28 THE HONORABLE ANTHONY ISHII,
Judge, United States District Court