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8 Attorneys for Petitioner  
 9 MILTON OTIS LEWIS

10 UNITED STATES DISTRICT COURT  
 11 EASTERN DISTRICT OF CALIFORNIA

12 MILTON OTIS LEWIS, ) CASE NO. CIV-S-02-0013 FCD GGH DP  
 13 )  
 14 Petitioner, ) STIPULATION AND ORDER FOR  
 15 vs. ) EXTENSION OF TIME TO FILE BRIEFS  
 16 ) FOLLOWING COMPETENCY  
 17 ROBERT AYERS, Warden, ) HEARING  
 18 ) Hearing date:  
 19 Respondent. ) October 21, 2009 9:00 a.m.  
 20 )  
 21 ) DEATH PENALTY CASE  
 22 )

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23 At the conclusion of the competency hearing in the captioned matter  
 24 on October 21, 2009, the Court requested that further briefing be submitted within  
 25 thirty days. The parties have met and conferred, and hereby stipulate and agree  
 26 that:

27 The preparation of the reporter’s transcript for the hearing was not  
 28 completed until November 10, 2009. Furthermore, the parties currently do not

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have physical copies of the transcript. The parties jointly request further opportunity to obtain respective copies of the transcript in order to brief the issue pending. Accordingly, the parties agree and stipulate to extend the time for briefing by sixty days. The parties shall file briefs on or before January 20, 2010.

DATED: November 19, 2009

MCBREEN & SENIOR

/s/ David A. Senior  
DAVID A. SENIOR  
GARY D. SOWARDS  
Attorneys for Petitioner  
MILTON OTIS LEWIS

DATED: November 19, 2009

/s/ Barton Bowers  
(as authorized on November 19, 2009)  
BARTON BOWERS  
Deputy Attorney General  
  
EDMUND G. BROWN JR.  
Attorney General of California  
MICHAEL A. CANZONERI  
Supervising Deputy Attorney General  
Attorneys for Respondent

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ORDER

GOOD CAUSE appearing, IT IS SO ORDERED.

DATED: November 23, 2009.

/s/ Gregory G. Hollows

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Hon. Gregory G. Hollows  
U.S. Magistrate Judge

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