

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28

**IN THE UNITED STATES DISTRICT COURT FOR THE
EASTERN DISTRICT OF CALIFORNIA**

| | | |
|----------------------|---|---------------------------|
| DONALD JOSEPH BERRY, |) | 2:10-cv-0305 WBS JFM (HC) |
| |) | |
| Petitioner, |) | STIPULATION AND |
| |) | ORDER TO CONTINUE |
| v. |) | |
| |) | |
| FRANCISCO JACQUEZ, |) | |
| |) | |
| Respondent. |) | |
| |) | |

Petitioner, Donald Joseph Berry, through his undersigned counsel and the government through its undersigned counsel, hereby stipulate and request that the deadline for Petitioner to file a response to respondent’s objections to findings and recommendations should be continued to Friday, December 2, 2011.

A continuance is necessary because Petitioner’s counsel will be out of the office from November 22, 2011 to November 28, 2011.

1 Accordingly, the parties respectfully request that the Court sign the Order
2 continuing Petitioner's filing deadline to Friday, December 2, 2011.

3
4 Dated: November 21, 2011

KAMALA D. HARRIS
Attorney General

6 By: /s/ Robert Todd Marshall
7 Robert Todd Marshall
8 Deputy Attorney General
9 [signed with permission]

10 Dated: November 21, 2011

11 By: /s/ John Balazs for
12 JOHN BALAZS
13 Attorney for Petitioner
14 Donald Joseph BERRY

15
16 **ORDER**

17 IT IS SO ORDERED that the deadline for Petitioner to file a response to
18 respondent's objections to findings and recommendations is continued to Friday,
19 December 2, 2011.

20 Dated: November 22, 2011.

21
22
23 
24 UNITED STATES MAGISTRATE JUDGE

25 /014/berr0305.stip2
26
27
28