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1 2 3 4 UNITED STATES DISTRICT COURT 5 FOR THE NORTHERN DISTRICT OF CALIFORNIA 6 SAN FRANCISCO HEADQUARTERS 7 8 TROY A. ASHMUS, Case Number 3:93-cv-00594-TEH 9 Petitioner, **DEATH PENALTY CASE PROPOSED**] ORDER SCHEDULING POST-10 v. **HEARING BRIEFING** 11 MICHAEL MARTEL, Acting Warden of California State Prison at San Quentin, 12 Respondent. 13 PURSUANT TO STIPULATION, the parties are ordered: 14 1. On or before May 2, 2011, Petitioner will file Petitioner's Opening Brief on Claim 15 Seven. On or before July 1, 2011, Respondent will file Respondent's Brief on Claim Seven. On or 16 before August 1, 2011, Petitioner will file the Petitioner's Reply Brief, if any, on Claim Seven. 17 Following the submission of briefing, the Court will schedule oral argument on Claim Seven. 18 19 2. On or before July 1, 2011, Petitioner will file Petitioner's Opening Brief on Claims Four and Five. On or before September 1, 2011, Respondent will file Respondent's Brief on Claims 20 Four and Five. On or before September 30, 2011, Petitioner shall file the Petitioner's Reply Brief on 21 Claims Four and Five. Following the submission of briefing, the Court will schedule oral argument 22 on Claims Four and Five. 23 *It is so ordered.* 24 25 . 2011 Dated: **26** Judge Thelton E. Henderson 27 28 STIPULATION AND [PROPOSED] ORDER AMENDING POST-HEARING BRIEFING SCHEDULE Ashmus v. Martel, No. 3:93-cv-00594-TEH

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