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16 Attorneys for Petitioner  
 STEPHEN LOUIS MITCHAM

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 18  
 19 IN THE UNITED STATES DISTRICT COURT  
 20 NORTHERN DISTRICT OF CALIFORNIA  
 21 SAN FRANCISCO DIVISION

23 STEPHEN LOUIS MITCHAM, )

24 Petitioner, )

25 v. )

26 ROBERT L. AYERS, JR., Warden of )  
 California State Prison at San Quentin, )

27 Respondent. )  
 28 \_\_\_\_\_ )

Case No. C-97-3825 VRW

**STIPULATION TO MODIFY  
 FILING DATES**

**CAPITAL CASE**

1                         THIS COURT having set a briefing schedule in its Order Upon Stipulation filed  
2 September 19, 2008 in which petitioner's opposition to respondent's motion is to be filed not later  
3 than November 10, 2008, and counsel for petitioner needing an additional 60 days to file their  
4 opposition,

5                         IT IS HEREBY STIPULATED by and between the parties hereto as follows:

- 6                         1. That Petitioner shall file an opposition to respondent's motion not later than  
7 January 9, 2009;  
8                         2. Respondent shall file a reply not later than March 10, 2009.  
9

10 Dated: October 27, 2008.

Respectfully submitted,

11                         KAREN SCHRYVER  
12                         NEOMA D. KENWOOD  
13                         J. FRANK MCCABE  
14                         MICHAEL G. MILLMAN  
15                         CALIFORNIA APPELLATE PROJECT

16                         By: \_\_\_\_\_  
17                                     /s/  
18                                     J. FRANK MCCABE  
19                                     Attorneys for Petitioner  
20                                     Stephen Louis Mitcham

21 Dated: October 27, 2008.

22                         EDMUND G. BROWN, JR.  
23                         Attorney General of the State of California

24                         By: \_\_\_\_\_  
25                                     /s/  
26                                     RENÉ A. CHACÓN  
27                                     Supervising Deputy Attorney General  
28                                     Attorneys for Respondent

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21 STEPHEN LOUIS MITCHAM, )

22 Petitioner, )

23 v. )

24 ROBERT L. AYERS, JR., Warden of )  
25 California State Prison at San Quentin, )

26 Respondent. )  
27 \_\_\_\_\_ )

Case No. C-97-3825 VRW

**[PROPOSED] ORDER UPON  
STIPULATION**

**CAPITAL CASE**

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Having considered the stipulation entered into by and between the parties and good cause appearing therefor,

IT IS HEREBY ORDERED:

1. That Petitioner shall file an opposition to respondent's motion not later than January 9, 2009;
2. That respondent shall file a reply not later than March 10, 2009.

Dated:

