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7 Attorneys for Petitioner
 8 RICHARD DEAN CLARK

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 10
 11 UNITED STATES DISTRICT COURT
 12 NORTHERN DISTRICT OF CALIFORNIA
 13 SAN FRANCISCO DIVISION

14 RICHARD DEAN CLARK,
 15
 16 Petitioner,

17 vs.

18 KEVIN CHAPPELL, Warden of California
 19 State Prison at San Quentin,
 California,

20
 21 _____
 Respondent

) No. C-97-20618-WHA

)
)
) STIPULATION AND REQUEST FOR
) ORDER RE EXTENSION OF TIME TO
) FILE REPLY BRIEFING

)
) **DEATH PENALTY CASE**

22 Counsel for Plaintiff and Defendant, having conferred, it is hereby STIPULATED that:

23 WHEREAS Plaintiff's reply to opposition to motion for evidentiary hearing was due April 10,
 24 2013;

25 WHEREAS counsel for Plaintiff had been engaged in litigation in the District of Nevada
 26 concerning a large RICO case with an April 8, 2013 trial date, and then had to prepare a writ of
 27 mandamus challenging the decision to remove counsel, briefing on jurisdictional issues that was
 28 ordered by the Circuit to be filed April 10, 2013, and an application for a stay that was filed on April
 22, 2013;

Stipulation and Order
 No. C-97-20618-WHA

1 WHEREAS counsel for Plaintiff has been occupied with another death row inmate's case
2 involving questions of the inmate's competency, including his competency to refuse food and water
3 such that he was near death;

4 WHEREAS counsel for Plaintiff moved his office on March 1, 2013 and counsel is still trying
5 to organize his new office and has had limited access to Mr. Clark's files;

6 WHEREAS counsel was occupied this past two weeks with efforts to settle a Los Angeles
7 County civil case with a May 29, 2013 trial date, and to prepare for that trial;

8 WHEREAS counsel has made significant progress on the briefing;

9 WHEREAS, and for the above reasons, Plaintiff is requesting to and including May 6, 2013 to
10 file his Reply, and Respondent has no objection.

11 IT IS SO STIPULATED

12 Dated: May 3, 2013

Respectfully submitted,

13 JOHN R GRELE
14 LYNNE S. COFFIN
15 Attorneys for Petitioner
16 RICHARD DEAN CLARK

17 By: _____/s/_____
John R Grele

18 Dated: May 3, 2013

19 ALICE LUSTRE
Attorney for Respondent

20 By: _____/s/_____
21 Alice Lustre

22 Pursuant to stipulation, IT IS SO ORDERED.

23 Dated: May 6, 2013

