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 11 UNITED STATES DISTRICT COURT FOR THE
 12 FOR THE NORTHERN DISTRICT OF CALIFORNIA, SAN FRANCISCO

14 DAVID J. CARPENTER,)	No. C 98-2444 MMC
)	No. C 00-3706 MMC
15 Petitioner,)	
)	
16 vs.)	DEATH PENALTY CASES
)	
17 ROBERT L. AYERS, Jr., Warden)	PROPOSED
of San Quentin State Prison,)	ORDER SHORTENING TIME re
)	MOTION FOR STAY OF
18 Respondent.)	COMPETENCY EVALUATION
)	PENDING APPEAL

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 21 On unopposed motion of Petitioner, and good cause appearing, IT IS ORDERED:
 22 The motion to shorten time is granted with respect to the Petitioner’s motion for stay of
 23 competency evaluation pending appeal.
 24 Respondent may serve and file a response to the motion for stay of competency
 25 evaluation pending appeal by m., September 9 , 2008.
 26 Petitioner may serve and file a reply in support of the motion for stay of competency
 27 evaluation pending appeal by m., September 11 , 2008.
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The Court may determine the motion for stay on the written papers without an oral hearing.

Signed September 5, 2008.



MAXINE M. CHESNEY
UNITED STATES DISTRICT JUDGE