

1 KAMALA D. HARRIS  
 Attorney General of California  
 2 GERALD A. ENGLER  
 Chief Deputy Attorney General  
 3 LANCE E. WINTERS  
 Senior Assistant Attorney General  
 4 JAMES WILLIAM BILDERBACK II  
 Supervising Deputy Attorney General  
 5 STEPHANIE C. BRENNAN  
 Supervising Deputy Attorney General  
 6 State Bar No. 183790  
 300 South Spring Street, Suite 1702  
 7 Los Angeles, CA 90013  
 Telephone: (213) 897-2056  
 8 Fax: (213) 897-6496  
 E-mail: DocketingLAAWT@doj.ca.gov  
 9 Attorneys for Respondent

10 IN THE UNITED STATES DISTRICT COURT  
 11 FOR THE NORTHERN DISTRICT OF CALIFORNIA

15 **DAVID J. CARPENTER,**  
 16 Petitioner,  
 17 v.  
 18 **RON DAVIS, Warden of the California**  
 19 **State Prison at San Quentin,**  
 20 Respondent.

**CAPITAL CASE**

**3:00-cv-03706-MMC**

**BRIEFING SCHEDULE STIPULATION  
 AND ~~PROPOSED~~ ORDER**

The Honorable Maxine M. Chesney  
 United States District Judge

22 Counsel for Petitioner and Respondent have conferred regarding the briefing schedule for  
 23 Respondent’s motion for reconsideration regarding *Johnson v. Lee*, 136 S. Ct. 1802 (2016) (per  
 24 curiam), as directed by this Court’s June 27, 2016 Order (Dkt. 190). We have agreed upon the  
 25 following:

- 26 1. Respondent will file a motion for reconsideration no later than October 19, 2016.
- 27 2. Petitioner will file a response within thirty (30) days of the filing date of
- 28 Respondent’s motion.

1           3.     Respondent will file a reply within thirty (30) days of the filing date of Petitioner's  
2 response.

3                                                         Respectfully submitted,

4 Dated: September 20, 2016

KAMALA D. HARRIS  
Attorney General of California

6                                                         /s/ Stephanie C. Brenan

7                                                         STEPHANIE C. BRENAN  
8                                                         Supervising Deputy Attorney General  
                                                          Attorneys for Respondent

9                                                         Dated: September 20, 2016

/s/ Michael M. Crain

11                                                         MICHAEL M. CRAIN  
                                                          Attorney for Petitioner  
12                                                         [consent to sign obtained September 20, 2016]

13                                                         Dated: September 20, 2016

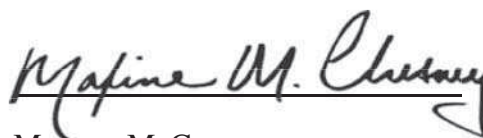
/s/ Robert D. Bacon

15                                                         ROBERT D. BACON  
                                                          Attorney for Petitioner  
16                                                         [consent to sign obtained September 20, 2016]

17                                                         **ORDER**

18                                                         Good cause appearing, IT IS ORDERED that the schedule set out in this stipulation is  
19 approved.

20                                                         Dated: October 3, 2016



22                                                         MAXINE M. CHESNEY  
23                                                         United States District Judge

24  
25  
26 SD2001XW0004  
27 62121692.doc