

1 EDMUND G. BROWN JR.
 Attorney General of California
 2 PEGGY S. RUFFRA
 Supervising Deputy Attorney General
 3 VIOLET M. LEE
 Deputy Attorney General
 4 State Bar No. 77144
 455 Golden Gate Avenue, Suite 11000
 5 San Francisco, CA 94102-7004
 Telephone: (415) 703-5896
 6 Fax: (415) 703-1234
 E-mail: Violet.Lee@doj.ca.gov
 7 *Attorneys for Respondent*

8
 9 IN THE UNITED STATES DISTRICT COURT
 10 FOR THE NORTHERN DISTRICT OF CALIFORNIA
 11 SAN FRANCISCO DIVISION

12
 13 **HI QUOC TRUONG,**

C 06-4235 MMC

14 Petitioner,

STIPULATION AND ORDER

15 v.

16 **D.L. RUNNELS, in his capacity as Warden**
 17 **of the High Desert State Prison,**

18 Respondent.

19
 20 1. On May 13, 2010, Respondent received the Court's Order Directing Parties to
 21 Supplement Record. Respondent's counsel, Deputy Attorney General Violet M. Lee,
 22 immediately called the San Francisco District Attorney's Office to request that the file in the case
 23 of *People v. Hi Quoc Truong* be retrieved from storage. The file was ordered from storage on
 24 May 17, 2010.

25 2. On May 18, 2010, Respondent sent Deputy District Attorney Lailah Morris by facsimile
 26 the Court's Amended Order Directing Parties to Supplement Record.

27 3. In an effort to coordinate efforts to comply with this Court's order, Petitioner's counsel
 28 and Respondent's counsel conferred by phone on May 17, 19, 26, and 27, 2010.

1 4. On May 18, 2010, Petitioner's counsel ordered trial counsel's file from storage and
2 received three boxes the next day.

3 5. As of May 27, 2010, the San Francisco District Attorney's Office has yet to receive the
4 file in *People v. Hi Quoc Truong*. Until Respondent has access to the file, Petitioner and
5 Respondent are unable to comply with the Court's order.

6 6. For the reasons stated, the parties need additional time to comply with the Court's order.

7 Dated: May 27, 2010

8 Respectfully submitted,

Respectfully submitted,

9 EDMUND G. BROWN JR.
10 Attorney General of California

11 By: /s/ Cliff Gardner
12 Cliff Gardner

By: /s/ Violet M. Lee
13 Violet M. Lee
14 Deputy Attorney General

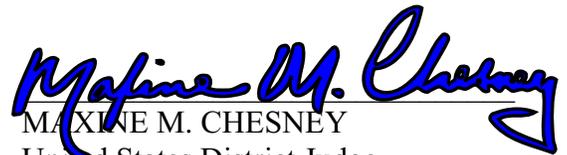
15 Attorneys for Petitioner
16 HI QUOC TRUONG

Attorneys for Respondent
17 DAVID RUNNELS

18 Pursuant to the stipulation of the parties and good cause having been shown, the time to
19 comply with the Amended Order Directing Parties to Supplement Record is extended to July 2,
20 2010.

21 IT IS SO ORDERED.

22
23 DATED: May 28, 2010

24 
25 MAXINE M. CHESNEY
26 United States District Judge

27 SF2008401162
28 40459462.doc