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Attorney for Petitioner,

ANTHONY SORRELL

IN THE UNITED STATES DISTRICT COURT  
FOR THE NORTHERN DISTRICT OF CALIFORNIA  
SAN FRANCISCO VENUE

ANTHONY SORRELL,

Petitioner and Moving Party,

vs.

GARY SWARTHOUT, as Warden;  
EDMUND G. BROWN, JR., Attorney  
General, et. al.,

Respondents.

No. 3:09-civ-05888-SI

STIPULATION TO EXTEND  
BRIEFING TIME AND PROPOSED  
ORDER

THE PARTIES STIPULATE AS FOLLOWS and request that the Court enter  
the annexed order in support of the stipulation:

1. The traverse in this case is due on October 22, 2010.

2. Counsel for petitioner is in trial, and has been since October 18, 2010. The  
trial is of a complex life-imprisonment case, and is expected to last through  
November 17, 2010. Counsel has, in addition actually to being in trial, been engaged  
in extensive pretrial preparation for several weeks, and has also filed significant  
appellate briefs. Therefore, counsel represents that he cannot reasonably file the  
traverse in this case on schedule; has so represented to the state; has requested that  
a new filing date be ordered; and the state does not object.

3. The proposed new filing date is two weeks from the prior date, or on

1 November 5, 2010.

2 WHEREFORE, the parties stipulate that the traverse to the return on the  
3 *habeas corpus* petition herein shall be filed on or before November 5, 2010.

4 DATED: October 21, 2010

5  
6 //s// Juliet Haley

7 \_\_\_\_\_  
8 Attorney for Respondent

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10 //s// Donald Bergerson

11 \_\_\_\_\_  
12 Attorney for Petitioner

13  
14 PROPOSED ORDER

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16 In consideration of the annexed stipulation, the traverse to the return on  
17 petitioner's 28 USC § 2254 *habeas corpus* shall be filed on or before November 5,  
18 2010.

19 SO ORDERED

20 DATED: October \_\_, 2010

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22 \_\_\_\_\_  
23 HON. S. ILLSTON, U.S. DIST. JUDGE

24 PROOF OF SERVICE

25 This stipulation and proposed order were served on respective counsel via the  
26 ECF filing system of this Court on October 21, 2010.

27 DATED: October 21, 2010

//s// Donald Bergerson

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Donald Bergerson