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UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF CALIFORNIA
OAKLAND DIVISION

Curtis Lee ERVIN,
Petitioner,

v.

Vince CULLEN, Acting Warden of San
Quentin State Prison,
Respondent.

Case Number 4-0-cv-1228-CW
DEATH-PENALTY CASE
SCHEDULING ORDER

The parties have filed a Joint Statement of Proposed Schedule for Completion of Discovery. Good cause appearing therefor, the Court adopts the following schedule.

- (1) The parties shall complete discovery by December 22, 2010.
- (2) Respondent shall move for summary judgment on or before March 15, 2011.
- (3) Petitioner shall oppose Respondent's motion on or before June 13, 2011. In the same brief, Petitioner may also cross-move for summary judgment, and/or move for an evidentiary hearing.

- 1 (4) In a single brief, Respondent shall reply to
2 Petitioner's opposition and oppose Petitioner's
3 motions, if any, on or before July 13, 2011.
- 4 (5) Petitioner shall reply to Respondent's opposition to
5 any cross-motions on or before August 12, 2011.
- 6 (6) Unless otherwise ordered, the Court will take the
7 motions under submission upon receipt of Petitioner's
8 reply or expiration of the time for Petitioner to
9 reply.

10 It is so ordered.

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13 DATED: 8/6/2010

Claudia Wilken
CLAUDIA WILKEN
United States District Judge