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10 Attorneys for Petitioner,
 CURTIS LEE ERVIN

12 IN THE UNITED STATES DISTRICT COURT
 13 FOR THE NORTHERN DISTRICT OF CALIFORNIA

16 CURTIS LEE ERVIN,) Case No. C-00-1228 CW
 17)
 Petitioner,)
 18)
 vs.) **ORDER AMENDING POST-**
 19) **DISCOVERY CASE SCHEDULE**
 MIKE MARTEL, Acting Warden of California)
 20 State Prison at San Quentin,)
 21)
 Respondent.) *Death Penalty Case*
 22)
 _____)

24 Pursuant to the joint motion and stipulation of the parties, and good cause ap-
 25 pearing therefore,

26 IT IS HEREBY ORDERED that the post-discovery case schedule is amended as
 27 follows:
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1. Respondent shall move for summary judgment on or before January 3, 2012.
2. Petitioner shall oppose Respondent's motion within 90 days of the filing of respondent's motion. In the same brief, Petitioner may also cross-move for summary judgment, and/or move for an evidentiary hearing.
3. In a single brief, Respondent shall reply to Petitioner's opposition and oppose Petitioner's motions, if any, within 45 days.
4. Petitioner shall reply to Respondent's opposition to any cross-motions within 30 days.
5. Unless otherwise ordered, the Court will take the motions under submission upon receipt of Petitioner's reply or expiration of the time for Petitioner to reply.
6. The parties may stipulate between themselves without further order of the Court for one extension of time for 30 days or less to file that party's motion, opposition, or reply.

DATED: 10/25/2011


CLAUDIA WILKEN
United States District Judge

/s/ Pamala Sayasane
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