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7 Attorneys for Petitioner
 8 RICHARD DEAN CLARK

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 11 UNITED STATES DISTRICT COURT
 12 NORTHERN DISTRICT OF CALIFORNIA
 13 SAN JOSE DIVISION

14 RICHARD DEAN CLARK,) No. C-97-20618-JW
 15)
 Petitioner,)
 16)
 vs.) STIPULATION AND ORDER FOR
 17) ADDITIONAL TIME TO FILE
) EVIDENTIARY SUBMISSION
 18)
 MICHAEL MARTEL, Acting Warden of)
 19 California State Prison at San Quentin,
 California,) **DEATH PENALTY CASE**
 20)
 Respondent)

21 Pursuant to the party's previous submission, discovery was to be completed and an evidentiary
 22 hearing motion filed by July 10, 2012. a further request was submitted to have the evidentiary
 23 submission completed by July 18, 2012 based on petitioner's counsel's unavailability due to the lethal
 24 injection litigation, and the absence of complete transcripts for the depositions.

25 Petitioner's counsel has nearly completed the evidentiary submission. It is rather lengthy and
 26 needs substantial editing. However, he has not been able to complete the briefing for personal reasons
 27 disclosed to Respondent's counsel, as well as the continuing need to attend to the lethal injection
 28 litigation. Final and certified copies of the depositions were completed by all the reporters and

1 delivered today.

2 Petitioner's counsel will be able to submit it by July 22, 2013.

3 Respondent's counsel agrees to this request.

4 Dated: July 19, 2012

Respectfully submitted,

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JOHN R GRELE
LYNNE S. COFFIN
Attorneys for Petitioner
RICHARD DEAN CLARK

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By: _____/s/_____
John R Grele

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10 Dated: July 19, 2012

ALICE LUSTRE
Attorney for Respondent

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By: _____/s/_____
Alice Lustre

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14 Pursuant to stipulation, IT IS SO ORDERED.

15 Dated: July 23, 2012



JAMES WARE
United States Chief District Judge

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