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 10 IN THE UNITED STATES DISTRICT COURT  
 11 FOR THE NORTHERN DISTRICT OF CALIFORNIA  
 12 SAN JOSE DIVISION

13 **MICHAEL JOHN YANCEY,**

14 Petitioner,

15 v.

16 **JEANNE S. WOODFORD, Director of the  
 California Department of Corrections,**

17 Respondent.  
 18

C 05-1028 JF

**DECLARATION OF COUNSEL IN  
 SUPPORT OF APPLICATION FOR  
 FIRST ENLARGEMENT OF TIME  
 TO FILE RESPONSE**

19 I, DORIAN JUNG, declare under penalty of perjury as follows:

20 1. I am a Deputy Attorney General for the State of California and am admitted to practice  
 21 law in this State and before this Court. I have been assigned to represent respondent in this matter.

22 2. On April 1, 2005, this Court filed an order to show cause. The present due date for  
 23 respondent's answer is May 2, 2005.

24 3. I request an enlargement of time to and including June 1, 2005.

25 4. I need additional time to file an answer due to time constraints caused by other  
 26 pending cases. In the past 60 days, I have completed or filed respondent's briefs in *People v. Brabo*  
 27 (A106897), *People v. Marin* (A107557), *People v. Patrick* (A107292), *People v. Dao* (H0279009),  
 28

1 and *People v. Turner* (A105680) as well as respondent's opposition in *In re Tomas* (H028318),  
2 *Saravia v. Runnels* (C04-5038), and *Busch v. Woodford* (C04-4157).

3 5. I have contacted opposing counsel, who stipulates to this request.

4 6. For the reasons stated, I respectfully request that the Court grant respondent's application  
5 for an enlargement of time, to and including June 1, 2005, in which to file the answer to the petition  
6 for writ of habeas corpus and relevant portions of the state record.

7 I declare under penalty of perjury of the laws of the State of California and the United States  
8 of America that the foregoing is true and correct. Executed at San Francisco, California on April  
9 29, 2005.

10  
11 /s/  
12 DORIAN JUNG  
13 Deputy Attorney General  
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