

1 JOHN R. GRELE
 State Bar No. 167080
 2 149 Natoma, St, third floor
 San Francisco, California 94105
 3 (415) 348-9300 (telephone)
 (415) 348-0364 (fax)

4 SCOTT KAUFFMAN
 5 CALIFORNIA APPELLATE PROJECT
 101 Second St, suite 600
 6 San Francisco, California 94015
 (415) 495-0500

7 Attorneys for Petitioner
 8 ROBERT LEE SMITH

9
 10 IN THE UNITED STATES DISTRICT COURT
 11 NORTHERN DISTRICT OF CALIFORNIA
 12

13 ROBERT LEE SMITH, JR.,
 Petitioner,

14 v.

16 MICHAEL MARTEL, Warden of
 California State Prison at
 17 San Quentin,

18 Respondent.

Case No.: CV 11-3062 EJD

STIPULATION AND PROPOSED
 ORDER TO EXTEND TIME TO
 FILE

DEATH PENALTY CASE

19 The parties having met and conferred, it is hereby STIPULATED that
 20 petition shall have one day additional time to file his Motion for Equitable Tolling,
 21 to and including April 3, 2012.

23 Dated:

Respectfully Submitted By:

JOHN G. GRELE
 SCOTT F. KAUFFMAN

Attorneys for Petitioner
 Robert Lee Smith, Jr.

By: _____/s_____
 John R Grele

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Dated:

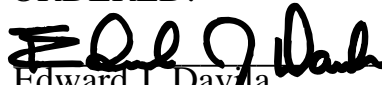
KAMALA HARRIS
Attorney General
DANE R. GILLETTE
Chief Assistant Attorney General
GERALD A. ENGLER
Senior Assistant Attorney General
GLENN R. PRUDEN
Supervising Deputy Attorney General
DORIAN JUNG
State Bar No. 241994
Deputy Attorney General

Attorneys for Respondent
Michael Martel

By: _____
Dorian Jung

PURSUANT TO STIPULATION, IT IS SO ORDERED:

Dated: April 10, 2012



Edward J. Davila
United States District Judge