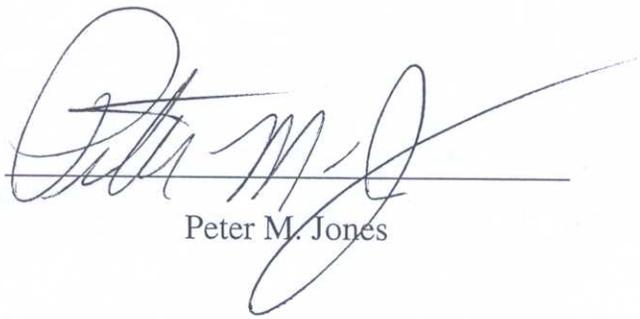




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3. Unfortunately, when completing that motion, Mr. Byers' county computer crashed, and much of the work on the 995 motion was lost.
4. He, our secretary, and I, all tried to reconstruct that work on time for today's filing date, but we were unable to do so.
5. Accordingly, we request until tomorrow, before 12 noon, to file the motion referred to above.
6. I do not know of any prejudice to the People from this overnight delay.
7. I telephoned Chief Homicide Attorney Lisa Gamoian. She consents, provided she also gets an extra day to file her responsive papers.

I declare under penalty of perjury that the foregoing is true and correct. This Declaration was executed at Fresno, California, on May 11, 2004.



Peter M. Jones

AFFIDAVIT OF PROOF OF SERVICE  
(2009, 2015.5 C.C.P.)

State of California )  
                                  )  
County of Fresno )

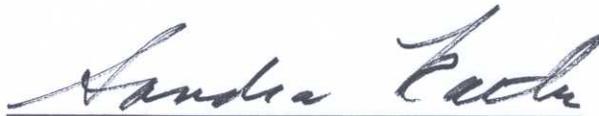
Comes now the undersigned, who hereby declares as follows:

I am a citizen of the United States of America and am employed in the county aforesaid. I am over the age of eighteen years and not a party to the within above-entitled action; my business address is Public Defender's Office, County of Fresno, 2220 Tulare Street, Suite 300, Fresno, California 93721.

On the 11th day of May, 2004, I served a copy of the attached DEFENDANT WESSON'S MOTION TO CONTINUE DATE FOR FILING MOVING PAPERS; DECLARATION OF COUNSEL on the office of the District Attorney's Office of Fresno County, by delivering and depositing a true copy thereof with an employee of said office.

I declare under penalty of perjury under the laws of the State of California that the foregoing is true and correct.

Dated: May 11, 2004.



RECEIPT OF A COPY OF THE FOREGOING DOCUMENT IS ACKNOWLEDGED.

DATE: \_\_\_\_\_

BY: \_\_\_\_\_

RECEIPT OF A COPY OF THE FOREGOING DOCUMENT IS ACKNOWLEDGED.

DATE: \_\_\_\_\_

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RECEIPT OF A COPY OF THE FOREGOING DOCUMENT IS ACKNOWLEDGED.

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