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12 **UNITED STATES DISTRICT COURT**  
13 **NORTHERN DISTRICT OF CALIFORNIA**  
14 **(SAN FRANCISCO DIVISION)**

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16 SHASTA STRATEGIC INVESTMENT  
17 FUND, LLC; AND PRESIDIO GROWTH  
LLC (Tax Matters Partner),  
18  
19 Petitioners,  
v.  
20 UNITED STATES OF AMERICA,  
21  
22 Respondent.

**CASE NO. C-04-4264-RS**  
(Related to Case Nos. C-04-4309-RS, C-04-4398-RS, C-04-4964-RS, C-05-1123-RS, C-05-1996-RS, C-05-2835-RS, and C-05-3887-RS)

**[PROPOSED] STIPULATION TO  
EXTEND DISCOVERY**

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1 Pursuant to Fed. R. Civ. P. 29 and Local Rule 6-2, Petitioners Presidio Growth, LLC and  
2 Presidio Resources, LLC (“Petitioners”), Intervenors J. Paul Reddam and Clarence Ventures,  
3 LLC, Intervenors Tom Gonzales and Birch Ventures, LLC (“Intervenors”), and Respondent, the  
4 United States, hereby request that the Court permit discovery in this case to be extended for the  
5 following enumerated limited purposes until February 28, 2014:  
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- 7 • The parties may resolve any currently outstanding issues related to the United States’  
8 August 22 and September 12 supplementations of its prior discovery responses.
- 9 • The parties may complete the process of production and review of the *Stein/Larson*  
10 documents, as agreed to in the parties’ prior stipulation of July 24, 2013.
- 11 • The parties may take depositions of designated trial witnesses that have not yet been  
12 deposed in this case.<sup>1</sup> In so stipulating to this extension, counsel for the United States  
13 does not agree, at this time, to use of any such depositions in connection with pending  
14 dispositive motions.  
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16 The above-named parties further request that the Court hold in abeyance any ruling on pending  
17 motions for summary judgment until the close of the additional discovery period.  
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27 <sup>1</sup> It is the United States’ position that depositions should be limited to witnesses listed on *adverse*  
28 *parties’* trial witness lists, exchanged on September 30, 2013. However, the Intervenors disagree,  
and the parties are currently working to resolve this dispute without the Court’s intervention.

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Respectfully submitted this 22nd day of October, 2013.

/s/ Steven M. Bauer  
STEVEN M. BAUER  
Latham & Watkins  
Attorneys for Petitioners

/s/ James E. Weaver  
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Justice, Attorney for Respondent

/s/ Jessica C. Munk  
JESSICA C. MUNK  
Law Office of David W. Wiechert, Attorney for  
Intervenors J. Paul Reddam and Clarence Ventures

/s/ Dashiell C. Shapiro  
DASHIELL C. SHAPIRO  
Wood LLP, Attorney for Intervenors  
Tom Gonzales and Birch Ventures

**PURSUANT TO STIPULATION, IT IS SO ORDERED.** The order of July 24, 2013 is modified to extend the deadline for obtaining discovery (for the limited purposes enumerated in that order and above) from November 14, 2013 to February 28, 2014.

Dated: 10/22/13



Honorable Richard Seeborg  
United States District Judge