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8 UNITED STATES DISTRICT COURT
 9 NORTHERN DISTRICT OF CALIFORNIA
 10 SAN FRANCISCO DIVISION

12 SHASTA STRATEGIC INVESTMENT
 13 FUND, LLC; and PRESIDIO GROWTH
 LLC (Tax Matters Partners), *et al.*,

14 Petitioners,

15 v.

16 UNITED STATES OF AMERICA,

17 Respondent.

18 And All Related Cases
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CASE NO. C-04-4264-RS

Related to Cases No. 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

1 On July 24, 2013, this Court ordered discovery be reopened and extended to November
2 14, 2013 pursuant to a stipulation by the below parties for several limited purposes. On October
3 22, 2013, this Court extended discovery to February 28, 2014 pursuant to a stipulation to allow
4 the parties to resolve some outstanding discovery issues including the additional production of
5 documents by several parties and the taking of depositions of designated trial witnesses. The
6 parties now request a one-month additional extension to discovery due to some scheduling and
7 logistics issues with the taking of some depositions of designated trial witnesses.

8 Pursuant to Fed. R. Civ. P. 29 and Local Rule 6-2, Petitioners Presidio Growth, LLC and
9 Presidio Resources, LLC (“Petitioners”), Intervenors J. Paul Reddam and Clarence Ventures,
10 LLC, Intervenors Tom Gonzales and Birch Ventures, LLC (“Intervenors”), and Respondent, the
11 United States, hereby request that the Court permit discovery in this case to be extended for the
12 following enumerated limited purposes until March 31, 2014:

- 13 • The parties may resolve any currently outstanding issues related to the United States’
14 August 22 and September 12 supplementations of its prior discovery responses.
- 15 • The parties may complete the process of production and review of the *Stein/Larson*
16 documents, as agreed to in the parties’ prior stipulation of July 24, 2013 and October
17 22, 2013.
- 18 • The parties may take depositions of designated trial witnesses that have not yet been
19 deposed in this case.¹ In so stipulating to this extension, counsel for the United States
20 does not agree, at this time, to use of any such depositions in connection with pending
21 dispositive motions.

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26 ¹ It is the United States’ position that depositions should be limited to witnesses listed on
27 *adverse parties’* trial witness lists, exchanged on September 30, 2013. However, the
28 Intervenors disagree, and the parties are continuing to work to resolve this dispute without
the Court’s intervention.

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Dated: January 13, 2014

/s/ Nicholas Y. Lin
NICHOLAS Y. LIN
Latham & Watkins
Attorney for Petitioners

/s/ Jessica C. Munk [by permission]
JESSICA C. MUNK
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Respectfully submitted

/s/ James E. Weaver [by permission]
JAMES E. WEAVER
Trial Attorney
Tax Division, Department of Justice
Attorney for Respondent

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

PURSUANT TO STIPULATION, IT IS SO ORDERED. The order of October 22, 2013 is modified to extend the deadline of obtaining discovery (for the limited purposes enumerated in that order and above) from February 28, 2014 to March 31, 2014.

Dated: 1/14/14


Honorable Richard Seeborg
United States District Judge