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7 ATTORNEYS FOR UNITED STATES OF AMERICA

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

11 UNITED STATES OF AMERICA,)	No. 08-3674 TEH
12)	
13 Plaintiff,)	
14 v.)	STIPULATION OF THE PARTIES TO
15 KARLA A. FIX, PETER CHRISTOPHER)	REQUEST A THIRTY DAY
16 KIRSCH,)	CONTINUANCE OF THE CASE
17 Defendants.)	MANAGEMENT CONFERENCE TO
)	ALLOW FOR CONSUMMATION OF
)	SETTLEMENT; PROPOSED ORDER

18 This Stipulation and Proposed Order Regarding Settlement (hereinafter, "Stipulation") is
 19 entered into by the United States of America, acting through the United States Attorney's Office for
 20 the Northern District of California and on behalf of the United States Department of Agriculture,
 21 Forest Service (collectively, "the United States"), on the one hand, and defendants Karla A. Fix and
 22 Peter Christopher Kirsch, on the other hand, through their authorized representative(s).

23 The Parties stipulate as follows:

- 24 1. There is a pending Case Management Conference scheduled for January 26, 2009, at
 25 1:30 p.m. and the parties' joint statement is due January 16, 2009.
- 26 2. The parties' counsel of record recently agreed to settlement terms in principle and
 27 drafted a stipulation of settlement, which is currently being circulated for signatures by
 28 the parties, a process which counsel of record believe will be completed shortly.

1 3. In the interest of both judicial economy and the avoidance of unnecessary expenditure
2 for the parties, the parties request that the pending Case Management Conference be
3 postponed to February 23, 2009, or a date in late February or early March convenient
4 to the Court's calendar, and that the joint statement deadline be delayed to correspond
5 to the new date for the Case Management Conference.

6 **IT IS SO STIPULATED.**

8 Dated: January 15, 2009

JOSEPH P. RUSSONIELLO
United States Attorney

9
10 By: /s/
11 JONATHAN U. LEE
Assistant U.S. Attorney

13 Dated: January 15, 2009

TREMBATH, DEICHLER & HERMANSON, LLP

14
15 /s/
16 Robin Y. Trembath, Esq.
Attorneys for Defendants Karla A. Fix
and Peter Christopher Kirsch

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18
19 **~~(PROPOSED)~~ ORDER**

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21 PURSUANT TO STIPULATION, IT IS SO ORDERED. The Case Management Conference
22 is postponed to ~~February 23~~ ^{March 2}, 2009 at 1:30 p.m. and the parties are to file a joint statement seven days
23 beforehand.

24 Date: January 15, 2009

