

1 JOSEPH P. RUSSONIELLO, CSBN 44332
 United States Attorney
 2 JOANN M. SWANSON, CSBN 88143
 Assistant United States Attorney
 3 Chief, Civil Division
 ILA C. DEISS, NY SBN 3052909
 4 Assistant United States Attorney

5 450 Golden Gate Avenue, Box 36055
 San Francisco, California 94102
 6 Telephone: (415) 436-7124
 FAX: (415) 436-7169
 7

GREGORY G. KATSAS
 8 United States Department of Justice
 Assistant Attorney General, Civil Division
 9 ELIZABETH J. STEVENS, VSBN 47445
 Assistant Director
 10 CHRISTOPHER W. DEMPSEY, ARSBN 2004099
 Trial Attorney
 11 Office of Immigration Litigation

12 P.O. Box 878, Ben Franklin Station
 Washington, D.C. 20044
 13 Telephone: (202) 532-4110
 FAX: (202) 305-7000
 14

15 Attorneys for Respondents

UNITED STATES DISTRICT COURT
 16
 NORTHERN DISTRICT OF CALIFORNIA
 17
 SAN FRANCISCO DIVISION
 18

19 MUMTAZUL HAQ NAZIR,
 20 Petitioner,

21 v.

22 MICHAEL CHERTOFF, in his Official Capacity,
 Secretary, Department of Homeland Security;
 23 MICHAEL MUKASEY, in his Official Capacity,
 Attorney General, Department of Justice;
 24 NANCY ALCANTAR, in her Official Capacity,
 Field Office Director, San Francisco, California,
 U.S. Immigration and Customs Enforcement;
 25 EDWARD FLORES, Chief of Corrections, Santa
 Clara County Department of Corrections; and
 26 DAVID SEPULVEDA, Correctional Captain,
 Santa Clara County Main Jail Complex,
 27 Department of Corrections,

28 Respondents.

) No. C 08-4201 MHP

) **STIPULATION TO SUSPEND BRIEFING
 SCHEDULE; AND ~~PROPOSED~~ ORDER**

1 On September 4, 2008, Petitioner filed a petition for a writ of habeas corpus. On September 8,
2 2008, Petitioner filed an amended petition. On September 9, 2008, the parties stipulated to a
3 briefing schedule in this matter, which this Court accepted and ordered on September 12, 2008.
4 (Dkt. No. 7).

5 The parties hereby stipulate to suspend the briefing schedule in this case and jointly move this
6 Court to vacate its Order setting said schedule. Petitioner and Respondent are actively pursuing
7 settlement of this matter. The parties expressly reserve the right request that this matter be put
8 back on calendar, either by stipulation or ex parte motion to the Court.

9
10 Dated: September 18, 2008

Respectfully submitted,

11 JOSEPH P. RUSSONIELLO
12 United States Attorney

13 _____/s/
14 ILA DEISS
15 Assistant United States Attorney
16 CHRISTOPHER W. DEMPSEY
17 Trial Attorney
18 Office of Immigration Litigation

Attorneys for Respondents

19 Date: September 18, 2008

20 _____/s/
21 MARC VAN DER HOUT
22 STACY TOLCHIN
23 ILYCE SHUGALL

Attorneys for Petitioner

24 **ORDER**

25 Pursuant to stipulation, IT IS SO ORDERED.

26
27 Date: 9/23/2008

28 _____
MARILYN H. PATEL
United States District Judge



Stipulation to Suspend Briefing Schedule
C08-4201 MHP