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14 UNITED STATES DISTRICT COURT

15 NORTHERN DISTRICT OF CALIFORNIA - SAN FRANCISCO DIVISION

16 UNITED STATES OF AMERICA,

17 Plaintiff,

18 vs.

19 GONZALES & GONZALES BONDS AND  
 20 INSURANCE AGENCY, INC. and  
 21 AMERICAN SURETY COMPANY, INC.,

22 Defendants.

23 ) Case No. C 09-04029 EMC

24 ) **STIPULATION TO ENLARGE TIME FOR**  
 25 ) **FILING GOVERNMENT RESPONSE TO**  
 26 ) **G&G/ASC FIRST AMENDED**  
 27 ) **COUNTERCLAIM ; ORDER**

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GONZALES & GONZALES BONDS AND  
 29 INSURANCE AGENCY, INC. and  
 30 AMERICAN SURETY COMPANY, INC.

31 Counterclaimants,

32 vs.

33 UNITED STATES DEPARTMENT OF  
 34 HOMELAND SECURITY, JANET  
 35 NAPOLITANO, in her capacity as  
 36 SECRETARY OF UNITED STATES  
 37 DEPARTMENT OF HOMELAND  
 38 SECURITY

39 Counterdefendants.

1 Pursuant to Civil L.R. 6-1(a), Plaintiff United States of America, Counterdefendants  
2 United States Department of Homeland Security and Janet Napolitano, in her capacity as  
3 Secretary of United States Department of Homeland Security (collectively “United States”), on  
4 the one hand, and Defendants/Counterclaimants Gonzales & Gonzales Bonds and Insurance  
5 Agency, Inc. and American Surety Company, Inc. (“G&G/ASC”), on the other hand, by and  
6 through their respective counsel of record, bring this administrative motion by stipulation, and  
7 stipulate and agree as follows:

8 1. On November 14, 2011, G&G/ASC filed its first amended counterclaim, dkt. 94,  
9 which added twenty-eight bond breach determinations to the six in its original counterclaim, dkt.  
10 9.

11 2. Per FED. R. CIV. P. 15(a)(3), the United States has until November 28, 2011, to file  
12 a response to G&G/ASC’s first amended counterclaim.

13 3. Given the twenty-eight new bond breach determinations in G&G/ASC’s first  
14 amended counterclaim, and considering the approaching holiday season, the United States will  
15 not be in a position to respond to G&G/ASC’s first amended counterclaim by November 28.

16 4. Therefore, the parties stipulate that the United States’ time to respond to  
17 G&G/ASC’s first amended counterclaim is enlarged until December 30, 2011.

18  
19 IT IS SO STIPULATED.

20 Dated: November 18, 2011

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22 Assistant Attorney General  
23 MELINDA HAAG  
24 United States Attorney

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8 America

10 IT IS SO ORDERED:

11  
12  
13 Edward M. Chen  
14 U.S. District Judge

