

1 DAVID J. COHEN, ESQ.
 2 California Bar No. 145748
 3 **BAY AREA CRIMINAL LAWYERS, PC**
 300 Montgomery Street, Suite 660
 San Francisco, CA 94104
 4 Telephone: (415) 398-3900

5 Attorneys for Defendant
 6 **Approximately \$144,001 in United States Currency and**
Real Party in Interest James Anthony Pompey

8 UNITED STATES DISTRICT COURT

9 NORTHERN DISTRICT OF CALIFORNIA

10 UNITED STATES OF AMERICA,)	Case No. CV 09-4182 JSW
)	
11 Plaintiff,)	
)	
12 v.)	
)	
13 APPROXIMATELY \$144,001)	STIPULATION AND PROPOSED
14 IN UNITED STATES)	ORDER THEREON
CURRENCY and REAL PARTY)	
15 IN INTEREST JAMES ANTHONY)	
POMPEY,)	
)	
16 Defendants.)	
)	
)	
18 _____)	

19 **IT IS HEREBY STIPULATED** by and between the parties that the
 20 case management conference currently scheduled for February 26,
 21 2010 at 1:30 p.m. be continued to April 2, 2010 at 1:30 p.m.

22 **IT IS FURTHER STIPULATED** that the amended joint case
 23 management conference statement currently scheduled to be filed
 24 on or before February 22, 2010 be due to be filed by March 29,
 25 2010.

1 The reasons for this stipulation are as follows:

2 1. In the joint case management conference statement filed
3 on February 12, 2010, the United States requested that the CMC
4 conference date be continued from February 19, 2010 because of
5 unavailability of the Assistant United States Attorney currently
6 assigned to this case. Claimant Pompey objected, but indicated
7 that if the CMC conference date were to be continued, counsel for
8 Mr. Pompey would not be available on February 26, 2010 and March
9 5, 2010.

10
11 2. Counsel for Mr. Pompey will be out of town and in
12 Florida on February 26, 2010, a trip which was scheduled at the
13 time the CMC conference statement was filed on February 12, 2010.

14 3. A continuance of the CMC conference and of the date for
15 filing the amended CMC conference statement will facilitate the
16 parties meeting and conferring about discovery and trial dates,
17 as ordered by the Court on February 16, 2010.

18 4. Accordingly, the parties stipulate to the proposed
19 continuance to a date when both counsel are available.
20

21 **IT IS SO STIPULATED.**

22 JOSEPH P. RUSSONIELLO

23 United States Attorney


24 Dated: February 18, 2010 By: /s/ Susan B. Gray
25 SUSAN B. GRAY, ESQ.
26 Assistant United States Attorney
27
28

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28

Dated: February 18, 2010 By: /s/ David J. Cohen
DAVID J. COHEN, ESQ.
Attorney for Defendant **Pompey**

IT IS SO ORDERED.

Dated: February 18, 2010



THE HONORABLE JEFFREY S. WHITE
UNITED STATES DISTRICT COURT JUDGE