

UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF CALIFORNIA
SAN FRANCISCO DIVISION

JAYCEE DUGARD, individually, and as
Guardian ad Litem for her Minor Children,
Plaintiffs

v.

UNITED STATES OF AMERICA, and
DOES 1-10, inclusive,
Defendants.

Case No. CV-11-4718-CTB

ORDER REGARDING
HEARING ON UNITED
STATES' MOTION TO DISMISS

Hon. Carlos T. Bea

The court notes that the parties have each failed to address principal cases cited by the other side. Consequently, it is hereby ORDERED that both parties should be prepared to discuss at oral argument *In re the Glacier Bay*, 71 F.3d 1447 (9th Cir. 1995); *General Dynamics Corp. v. United States*, 139 F.3d 1280 (9th Cir. 1998); and *Vickers v. United States*, 228 F.3d 944 (9th Cir. 2000). The parties should be prepared to address whether and how these cases are in tension, and if they are not, which case is most applicable to the facts of this case.

SO ORDERED.

Date: January 4, 2012



The Honorable Carlos T. Bea
UNITED STATES CIRCUIT JUDGE