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8 Attorneys for the United States of America

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10 UNITED STATES DISTRICT COURT

11 NORTHERN DISTRICT OF CALIFORNIA

12 SAN FRANCISCO DIVISION

13

14 )  
 15 UNITED STATES OF AMERICA, )  
 16 )  
 Plaintiff, )  
 17 )  
 v. )  
 18 \$209,815 IN UNITED STATES CURRENCY, )  
 19 )  
 Defendant. )

CASE NO. 14-0780 SC

STIPULATION AND ORDER TAKING AUGUST 28, 2015 CASE MANAGEMENT CONFERENCE OFF CALENDAR

20 )  
 21 JULIO FIGUEROA, )  
 22 )  
 Claimant. )

Date: August 28, 2015  
 Time: 10:00 a.m.  
 Place: Courtroom 1 – 17<sup>th</sup> Floor  
 450 Golden Gate Ave.  
 San Francisco, CA

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24 The parties agree, subject to the Court’s approval, to take the August 28, 2015 case management

25 conference off calendar. At the time that the Clerk set that CMC on June 24, the CMC followed the

26 hearing on the parties’ cross motions for summary judgment which was scheduled for July 31, 2015.

27 See Clerk’s Notice, filed June 24, 2015 (rescheduling the CMC to August 28, 2015); Stipulation and

28

1 Order Re: Scheduling (rescheduling the hearing on the cross motions to July 31, 2015), filed June 19,  
2 2015. At this time, however, although the parties have filed cross motions for summary judgment, the  
3 Court allowed claimant to file a surreply (which he did on August 4, 2015), and has allowed the  
4 government to respond (which it intends to do, on or before August 18, 2015). See Order, etc., filed July  
5 28, 2015, at 3.

6 In addition, once the Court resolves the pending summary judgment motion, there is already a  
7 schedule in place which sets a CMC. Specifically, the Court entered a stipulated order that provides:

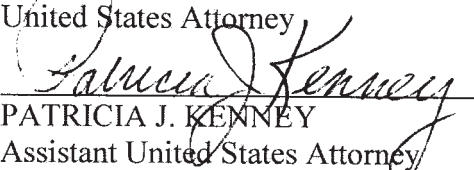
- 8 1. The parties have 75 days to complete discovery from the date of the Court order resolving  
9 claimant's motion.
- 10 2. The parties call the clerk to schedule a case management conference approximately two  
11 weeks before the close of discovery.
- 12 3. The parties have 14 days from the close of discovery to identify experts.
- 13 4. The parties have 21 days from the identification of expert witnesses to identify rebuttal  
14 expert witnesses.
- 15 5. The parties have 30 days from the identification of rebuttal expert witnesses to complete  
16 expert discovery.

17 See Stipulation and Order, etc., entered May 13, 2015.

18 In sum, with pending motions, there is no need to have a CMC on August 28, 2015, and there is  
19 no need for rescheduling a CMC because of the schedule the Court previously ordered.

20 IT IS SO STIPULATED:

21 Date: August 14, 2015

MELINDA HAAG  
United States Attorney  
  
PATRICIA J. KENNEY  
Assistant United States Attorney

LAW OFFICES OF DAVID M. MICHAEL

22 Date: August \_\_\_\_\_, 2015

\_\_\_\_\_  
DAVID M. MICHAEL  
EDWARD M. BURCH  
Attorneys for claimant Julio Figueroa

23 IT IS SO ORDERED ON THIS \_\_\_\_\_ DAY OF AUGUST, 2015, THAT THE CMC SCHEDULED  
24 FOR AUGUST 26, 2015 IS TAKEN OFF CALENDAR.

\_\_\_\_\_  
HONORABLE SAMUEL CONTI  
United States District Judge

1 Order Re: Scheduling (rescheduling the hearing on the cross motions to July 31, 2015), filed June 19,  
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MELINDA HAAG  
United States Attorney

21 Date: August \_\_\_\_\_, 2015

\_\_\_\_\_  
PATRICIA J. KENNEY  
Assistant United States Attorney

LAW OFFICES OF DAVID M. MICHAEL

22 Date: August 14, 2015

  
\_\_\_\_\_  
DAVID M. MICHAEL  
EDWARD M. BURCH  
Attorneys for claimant Julio Figueroa

23 IT IS SO ORDERED ON THIS 17th DAY OF AUGUST, 2015, THAT THE CMC SCHEDULED  
24 FOR AUGUST 26, 2015 IS TAKEN OFF CALENDAR.

  
\_\_\_\_\_  
HONORABLE SAMUEL CONTI  
United States District Judge