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7 Attorneys for United States of America

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9 **IN THE UNITED STATES DISTRICT COURT FOR THE**  
 10 **NORTHERN DISTRICT OF CALIFORNIA**  
 11 **SAN FRANCISCO DIVISION**

12 **UNITED STATES OF AMERICA,** )  
 )  
 13 **Plaintiff,** )  
 )  
 14 **v.** )  
 )  
 15 **LOUIS G. BEARY, et al.,** )  
 )  
 16 )  
 )  
 17 **Defendants.** )  
 )  
 18 )  
 19 )

**No. C06-5838 PJH**

**STIPULATION TO RESCHEDULE  
 CASE MANAGEMENT  
 CONFERENCE AND  
 [PROPOSED] ORDER**

**Date: February 11, 2010  
 Time: 2:30 p.m.  
 Place: Federal Building  
 Oakland**

20 The parties hereby stipulate and agree, subject to the Court's approval, to the following:

21 The parties to this action, by and through their counsel, respectfully request that the Court  
 22 continue the Case Management Conference currently scheduled for December 10, 2009 at 2:30  
 23 p.m. to February 11, 2010 at <sup>2:00</sup>~~2:30~~ p.m., or such other date as the Court orders.

24 The parties have a settlement structure in place through settlement conferences with  
 25 Magistrate Hon. Maria-Elena James. There is a scheduled sale of the real property and it is

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1 anticipated that the closing will occur prior to January 15, 2010. A further settlement conference  
2 is scheduled before Judge James on February 2, 2010.

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4 IT IS SO STIPULATED:

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Respectfully submitted,

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JOSEPH RUSSONIELLO  
United States Attorney

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8 Dated: 12/3/09 :

/s/ Cynthia Stier  
CYNTHIA STIER  
Assistant U.S. Attorney  
Attorneys for the United States of America

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11 Dated: 12/3/09 :

/s/ Karen Yiu  
KAREN W. YIU  
California Attorney General's Office  
Attorney for State of CA Franchise Tax Board  
and Employment Development Department

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15 Dated: : 12/3/09 :

/s/  
BOB HAROCHE  
Beyers Costin  
200 Fourth Street, Suite 400  
P.O. Box 878  
Santa Rosa, California 95402  
Attorney for Lois Rust

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20 Dated: : 12/3/09 :

/s/  
TERRY TRAKTMAN  
1682 Novato Blvd.  
Suite 250 Novato, CA 94947  
Attorney for Kimberley Beary

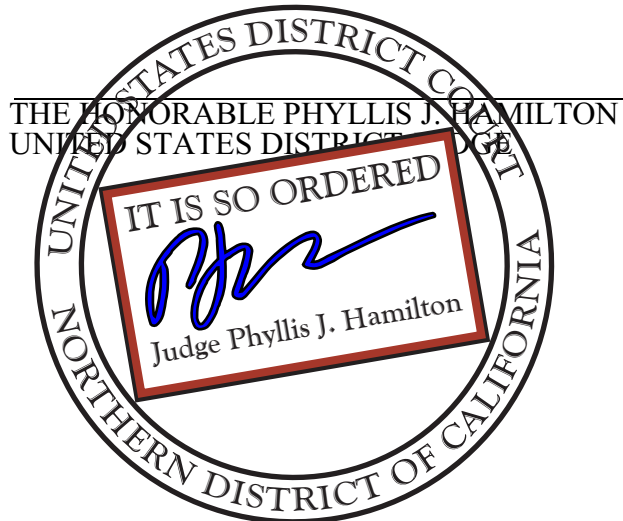
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23 SO ORDERED:

24

25 Dated: 12/8/09



US v. Beary, et al., Case No.06-5838-PJH  
Stipulation to Reschedule  
Case Mgmt. Conf. and  
[Proposed] Order