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6 UNITED STATES DISTRICT COURT
 7 NORTHERN DISTRICT OF CALIFORNIA
 8 OAKLAND DIVISION

| | | |
|---------------------------------|---|-------------------------|
| 9 UNITED STATES OF AMERICA, |) | CASE NO. CV-10-2398 CW |
| |) | |
| 10 Plaintiff, |) | STIPULATION TO CONTINUE |
| |) | <u>HEARING</u> |
| 11 v. |) | |
| |) | |
| 12 MARY ELIZABETH MILES et al., |) | |
| |) | |
| 13 Defendants. |) | |
| 14 |) | |

15 It is hereby stipulated by and between Plaintiff United States and Defendants Mary
 16 Elizabeth Miles and Kristina Miles-Toland, through their respective counsel, that the hearing on
 17 the United States' Motion for Summary Judgment be continued from August 11, 2011 to
 18 October 6, 2011 at 2:00 p.m. This continuance will allow the United States adequate time to
 19 finalize its legal position after obtaining guidance from the Department of Justice in response to
 20 Defendant Mary Elizabeth Miles' request for innocent spouse relief (Opposition of Mary
 21 Elizabeth Miles at 2-7), and to gather any discovery, if necessary. **IT IS SO STIPULATED.**

22 _____
 /s
 23 CINDY HO
 Attorney for Mary Elizabeth Miles

MELINDA HAAG
 United States Attorney

24 _____
 /s
 25 J. BRITTAIN HABEGGER
 Attorney for Kristina Miles-Toland

 /s
 THOMAS MOORE
 Chief, Tax Division

26 PURSUANT TO STIPULATION, IT IS SO ORDERED. **Case management**
 27 **conference is continued to 10/6/2011 at 2:00 p.m.**

28 
 UNITED STATES DISTRICT JUDGE