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1		*E-FILED: June 24, 2013
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5	NOT FOR CITATION	
6	IN THE UNITED STATES DISTRICT COURT	
7	FOR THE NORTHERN DISTRICT OF CALIFORNIA	
8	SAN JOSE DIVISION	
9	UNITED STATES OF AMERICA,	No. C13-01233 HRL
10	Petitioner, v.	ORDER TO SHOW CAUSE RE: ENFORCEMENT OF INTERNAL
11	STEVEN W. SCHAEFER,	REVENUE SERVICE SUMMONS
12		
13		
14	Good cause having been shown by the petitioner upon the petition filed in the above-	
15		
16	entitled proceeding on March 19, 2013, IT IS ORDERED that:	
17	1. Respondent Steven W. Schaefer shall appear before this court on August 27, 201	
18	at 10:00 a.m. in Courtroom No. 2, Fifth Flo	oor, United States District Court, 280 South First Street
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- 1. Respondent Steven W. Schaefer shall appear before this court on **August 27, 2013** at 10:00 a.m. in Courtroom No. 2, Fifth Floor, United States District Court, 280 South First Street, San Jose, California, and then and there show cause, if any, why respondent should not be compelled to appear and provide documents and testimony as required by the Internal Revenue Summons served upon respondent as alleged and set forth in the petition.
- 2. Petitioner shall serve a copy of this Order to Show Cause, together with a copy of the petition, upon respondent in accordance with Rule 4 of the Federal Rules of Civil Procedure at least thirty-five (35) days before the return date of this order specified above.

Dated: June 24, 2013

1	3. On or before August 6, 2013 , respondent may file and serve a written response to	
2	the petition, supported by appropriate affidavit(s) or declaration(s) in conformance with 28 U.S.C.	
3	§ 1746, as well as any motion respondent desires to make.	
5	4. On or before August 13, 2013 , petitioners may file and serve a written reply to such	
6	response if any	
7	5. All motions and issues raised by the pleadings will be considered on the return date	
8	of this order, and only those issues raised by motion or brought into controversy by the responsive	
9	pleadings and supported by affidavit(s) or declaration(s) will be considered at the return of this	
10	order. Any uncontested allegation in the pleading will be considered admitted.	
11 12	6. The parties are reminded that this civil case has been randomly assigned to a	
13	magistrate judge for all purposes including trial. Accordingly, the parties shall, no later than	
14	August 20, 2013, file either (1) a Consent to Proceed before a United States Magistrate Judge or (2)	
15	a Declination to Proceed before a Magistrate Judge and Request for Reassignment to a United States	
16	District Judge. See N.D. Cal. Civ. R. 73-1. The consent and declination forms are available at the	
17 18	Clerk's Office and may also be obtained from the court's website at http://www.cand.uscourts.gov.	
19	7. The Initial Case Management Conference, initially set for July 2, 2013, is vacated.	

C13-01233 HRL Order will be electronically mailed to: Michael G. Pitman michael.pitman@usdoj.gov Counsel are responsible for distributing copies of this document to co-counsel who have not registered for e-filing under the court's CM/ECF program.