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10 *Attorneys for United States of America*

11 UNITED STATES DISTRICT COURT FOR THE  
12 NORTHERN DISTRICT OF CALIFORNIA

13 UNITED STATES OF AMERICA, )  
14 Petitioner, )  
15 v. )  
16 FRANCIS BURGA; FRANCIS BURGA AS )  
THE ADMINISTRATOR OF THE ESTATE )  
17 OF MARGELUS BURGA; and )  
RUSSELL MANSKY, )  
18 )  
19 Respondents. )  
20

Case No. 5:18-cv-01633-BLF-SVK  
**STIPULATION AND ~~PROPOSED~~  
ORDER TO CONTINUE FEBRUARY  
27, 2020 DISCOVERY HEARING  
AS MODIFIED**

21 Petitioner United States of America, respondents Francis Burga (in her individual capacity and as  
22 the Administrator of the Estate of Margelus Burga) and Russell Mansky, through their respective  
23 undersigned counsel of record, stipulate as follows and respectfully request an order pursuant to this  
24 stipulation for a continuance of the discovery hearing date currently set for February 27, 2020.

- 25 1. The United States filed its Petition to Enforce Internal Revenue Summonses on March  
26 15, 2018 (“Petition to Enforce Summons”). (Docket No. 1).  
27 2. On June 5, 2018, the Court ordered the Petition to Enforce granted and enforced the six  
28 Internal Revenue Service summonses at issue. The Court further ordered that respondents had to provide

1 the United States with revised privilege logs and give testimony as to their efforts to comply with the  
2 summonses. (Docket No. 19).

3 3. Respondents provided the United States with revised privilege logs and provided  
4 testimony. (Docket No. 21). Efforts at compliance remain underway. (Docket No. 27).

5 4. On May 16, 2019, the United States filed its brief challenging some of respondents'  
6 claims of privilege. (Docket No. 26). That matter was set for hearing before Judge Beth Labson  
7 Freeman on November 7, 2019.

8 5. On May 17, 2019, the Court referred the privilege matter to Magistrate Judge Susan van  
9 Keulen and vacated the November 7, 2019 hearing.

10 6. On July 30, 2019, the Court conducted a discovery hearing and heard the United States'  
11 challenges to respondents' claims of privilege. (Docket No. 35).

12 7. On August 16, 2019, the Court issued its Order adjudicating some of the United States'  
13 challenges to respondents' claims of privilege and also ordering the parties to a special master for an *in*  
14 *camera* review of the remaining documents for which respondents claimed privilege. (Docket No. 37).

15 8. On December 18, 2019, the Court appointed Edward W. Swanson as the special master  
16 and set various deadlines related to his review of the claimed privileged material. (Docket No. 44). In  
17 its Order, the Court also set a discovery hearing for February 27, 2020, at 10:00 a.m. (*Id.*).

18 9. Due to a scheduling conflict with government counsel's calendar, the parties seek to  
19 continue the hearing currently set for February 27, 2020, at 10:00 a.m. to ~~March 3, 2020, at 10:00 a.m.~~

20 **MARCH 10, 2020 AT 10:00 A.M.**

21 10. This is the parties' first stipulation for a continuance of this hearing.  
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28

1 Dated this 31st day of January, 2020

2 RICHARD E. ZUCKERMAN  
Principal Deputy Assistant Attorney General

3 /s/ Amy Matchison  
4 AMY MATCHISON (CA SBN 217022)  
5 Trial Attorney, Tax Division  
United States Department of Justice

6 Dated this 31st day of January, 2020

7 SIDEMAN & BANCROFT LLP

8 By: /s/ Jay R. Weill  
9 Jay R. Weill  
10 Steven M. Katz  
11 Emily J. Kingston  
12 Travis W. Thompson  
Attorneys for FRANCIS BURGA;  
FRANCIS BURGA AS THE  
ADMINISTRATOR OF THE ESTATE OF  
MARGELUS BURGA

13 Dated this 31st day of January, 2020

14 WOOD ROBBINS, LLP

15 By: /s/ Denise Mejlszenkier  
16 Denise Mejlszenkier  
17 Attorneys for Respondent RUSSELL  
18 MANSKY

19 IT IS SO ORDERED.

20 Dated this 31 day of January, 2020

21  
22   
23 SUSAN VAN KEULEN  
24 UNITED STATES MAGISTRATE JUDGE