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2
3 UNITED STATES DISTRICT COURT
4 WESTERN DISTRICT OF WASHINGTON
5 AT SEATTLE

6 IVY BYRD GAINES,

7 Petitioner,

8 v.

9 UNITED STATES OF AMERICA,

10 Respondent.

C17-264 TSZ
(related to CR03-496 TSZ)

MINUTE ORDER

11 The following Minute Order is made by direction of the Court, the Honorable
12 Thomas S. Zilly, United States District Judge:

13 (1) By Minute Order entered October 17, 2018, docket no. 12, the parties were
14 directed to file a Joint Status Report within fourteen (14) days after the United States
15 Court of Appeals for the Ninth Circuit issued a mandate in either *Allen v. United States*,
16 No. 17-10378, or *United States v. Luong*, No. 16-10213, or by May 15, 2019, whichever
17 occurs earlier. No Joint Status Report was timely filed. The Court has independently
learned that *Allen* and *Luong* are being held in abeyance pending two other Ninth Circuit
matters, including *United States v. Begay*, No. 14-10080, the submission of which has
been deferred pending the United States Supreme Court's decision in *United States v.*
Davis, No. 18-431, which was argued on April 17, 2019. The parties are DIRECTED to
file a Joint Status Report within fourteen (14) days after an opinion is issued in *Davis*, **or**
by July 15, 2019, whichever occurs earlier.

18 (2) The Clerk is directed to send a copy of this Minute Order to all counsel of
record.

19 Dated this 30th day of May, 2019.

20 William M. McCool

21 Clerk

22 s/Karen Dews

23 Deputy Clerk