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8
9 UNITED STATES DISTRICT COURT
10 NORTHERN DISTRICT OF CALIFORNIA
11 SAN FRANCISCO DIVISION

12 UNITED STATES OF AMERICA,
13 Plaintiff,
14 v.
15 WALTER LIEW, CHRISTINA LIEW, USA
PERFORMANCE TECHNOLOGY, INC.,
16 and ROBERT MAEGERLE,
17 Defendants.

Case No. CR 11-0573-JSW (NC)

**JOINT STIPULATION BY WALTER
LIEW, USAPTI, AND THE UNITED
STATES REGARDING LETTER BRIEFS
ADDRESSING TIMING OF RULE 16
EXPERT WITNESS STATEMENTS**

1 Walter Liew and USAPTI, on the one hand, and the United States, on the other hand, by
2 and through their undersigned counsel, stipulate and agree as follows:

3 1. The parties appeared at a status conference before Judge White on April 18, 2013,
4 and raised, among other things, the timing of any disclosures relating to expert witness testimony
5 under Federal Rules of Criminal Procedure 16(a)(1)(G) and 16(b)(1)(C).

6 2. At that status conference, Judge White stated that issues relating to Rule 16 expert
7 disclosures, including the deadlines for any such disclosures, are within the scope of Judge
8 White's referral order (*see* Docket no. 303) and should be raised with this Court.

9 3. The parties have met and conferred and are unable to resolve their differences
10 regarding the timing of their Rule 16 expert disclosures. The parties feel that there are
11 compelling reasons justifying their respective positions that should be raised with the Court.

12 4. Accordingly, the parties propose that the issue of the timing of Walter Liew's and
13 USAPTI's expert disclosures be briefed by letter to this Court on or before June 7, 2013.

14 SO STIPULATED AND AGREED.

15 Dated: June 4, 2013

KEKER & VAN NEST LLP

17 By: /s/ Simona A. Agnolucci

18 STUART L. GASNER
SIMONA A. AGNOLUCCI
KATHERINE M. LOVETT

19 Attorneys for Defendant
20 WALTER LIEW

21 Dated: June 4, 2013

MELINDA HAAG
UNITED STATES ATTORNEY

24 By: /s/ John H. Hemann

25 JOHN H. HEMANN
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Assistant United States Attorneys