

1 KEKER & VAN NEST LLP
STUART L. GASNER - #164675
2 sgasner@kvn.com
SIMONA A. AGNOLUCCI - #246943
3 sagnolucci@kvn.com
KATHERINE M. LOVETT - #276256
4 klovett@kvn.com
633 Battery Street
5 San Francisco, CA 94111-1809
Telephone: 415 391 5400
6 Facsimile: 415 397 7188

7 Attorneys for Defendant
WALTER LIEW

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)

**STIPULATION AND ~~PROPOSED~~
ORDER TO CHANGE HEARING DATE
AND DEADLINE FOR LETTER BRIEFS
ADDRESSING TIMING OF RULE 16
EXPERT WITNESS STATEMENTS**

1 The parties, by and through their undersigned counsel, stipulate and agree as follows:

2 1. The parties filed a stipulation to submit letter briefs regarding the timing of Rule
3 16 expert witness statements on June 7, 2013. Dkt. 333.

4 2. The Court entered an Order ordering the filing of letter briefs on June 7, 2013 and
5 setting a hearing on the parties' letter briefs for June 12, 2013. Dkt. 334.

6 3. None of the three attorneys representing Mr. Liew, Stuart Gasner, Simona
7 Agnolucci, and Katherine Lovett, are available for a June 12 hearing. Mr. Gasner will be in a
8 deposition; Ms. Agnolucci will be out of the country on another matter; and Ms. Lovett will be in
9 trial on another matter.

10 4. Counsel for Mr. Liew and the Government are available for a hearing one week
11 later, on June 19, 2013. Accordingly, the parties stipulate and agree to extend the hearing date
12 regarding the timing of Rule 16 expert witness statements to June 19, 2013.

13 5. In light of the proposed extension of the hearing date, all counsel hereby stipulate
14 and agree to extend the deadline for submitting letter briefs by one week, or until June 14, 2013.

15 ///
16 ///
17 ///
18 ///
19 ///
20 ///
21 ///
22 ///
23 ///
24 ///
25 ///
26 ///
27 ///
28 ///

1 SO STIPULATED AND AGREED,

2
3 Dated: June 6, 2013

KEKER & VAN NEST LLP

4
5 By: /s/ Simona A. Agnolucci

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

6
7 Attorneys for Defendant
8 WALTER LIEW

9
10 Dated: June 6 , 2013

MELINDA HAAG
UNITED STATES ATTORNEY

11
12
13 By: /s/ John H. Hemann

JOHN H. HEMANN
PETER B. AXELROD

14
15 Assistant United States Attorneys

16 **CONCURRENCE**

17
18 I, Simona Agnolucci, am the ECF user whose ID and password are being used to file this
19 STIPULATION AND [PROPOSED] ORDER TO CHANGE HEARING DATE AND
20 DEADLINE FOR LETTER BRIEFS ADDRESSING TIMING OF RULE 16 EXPERT
21 WITNESS STATEMENTS. In compliance with General Order 45, X.B., I hereby attest that
22 John H. Hemann has concurred in this filing.

23 ///

24 ///

25 ///

26 ///

27 ///

28 ///

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28

~~PROPOSED~~ ORDER

Based upon the parties' stipulation and for good cause shown, the hearing regarding the timing of Rule 16 expert witness is set for June 19, 2013 at 11:00 a.m. The parties' letter briefs shall be filed by June 14, 2013.

Dated: June 7, 2013

