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9 Attorneys for Plaintiff

10  
11 UNITED STATES DISTRICT COURT  
12 NORTHERN DISTRICT OF CALIFORNIA  
13 SAN FRANCISCO DIVISION

14 UNITED STATES OF AMERICA,  
15 Plaintiff,  
16 v.  
17 WALTER LIEW and CHRISTINA LIEW,  
18 Defendants.

No. CR 11-00573 JSW

JOINT STATUS REPORT

Hearing Date: December 1, 2011  
Hearing Time: 2:00 pm

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20 Through counsel, the United States and defendants Walter Liew and Christina Liew jointly  
21 file this status report.

22 On August 23, 2011, the defendants were indicted for witness tampering (in violation of 18  
23 U.S.C. § 1512(b)(1)), conspiracy to tamper with witnesses and evidence (in violation of 18 U.S.C.  
24 § 1512(k)), and false statements (in violation of 18 U.S.C. § 1001(a)(2), all involving allegations  
25 that the defendants wrongfully obtained trade secrets related to E.I. DuPont de Nemours and  
26 Company's (DuPont) chloride-route titanium dioxide (TiO2) manufacturing process.  
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1           Since that time, the United States has been actively working on a superseding indictment  
2 related to its on-going investigation.

3           On September 22, 2011, the parties appeared before the Court for an initial appearance. At  
4 that time, the United States advised the Court that it had intended to supersede the indictment prior  
5 to the December 1, 2011 status conference. While the United States will not meet the December  
6 1, 2011 goal, it intends to seek a superseding indictment next month.

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8           Since the last appearance before this Court, the United States has provided partial  
9 discovery to the defense and the parties have negotiated a stipulated protective order governing the  
10 production of confidential materials related to the trade secrets at-issue. The parties will submit  
11 the protective order to the Court shortly and once a protective order is in place, the United States  
12 will provide additional materials to the defense.

13  
14           Thomas J. Nolan, counsel for Mr. Liew, has retained James Thomson to assist Mr. Liew  
15 with issues relating to bail and pretrial release. Mr. Thomson has been working diligently to  
16 address these matters, and he has been awaiting the filing of a superseding indictment before  
17 raising these issues with the Court. Mr. Nolan has informed the government about the need to  
18 revisit bail, and the government expects to speak with Mr. Thomson shortly. The government  
19 acknowledges that Mr. Liew's custody status should be addressed in the near future. The parties  
20 will attempt to resolve any differences in their positions informally.

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22           Since the defendants have made their initial appearances on the indictment, time has been  
23 excluded under the Speedy Trial Act (18 U.S.C. § 3161), with the exception of one day. See, e.g.,  
24 Clerk's Record 17, 30, 33, 34 and 38.

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Respectfully submitted,

DATED: November 23, 2011

MELINDA HAAG  
United States Attorney

\_\_\_\_\_/s/\_\_\_\_\_  
PETER B. AXELROD  
JOHN H. HEMANN  
Assistant United States Attorneys

DATED: November 23, 2011

\_\_\_\_\_/s/\_\_\_\_\_  
THOMAS J. NOLAN  
Counsel for Walter Liew

DATED: November 23, 2011

\_\_\_\_\_/s/\_\_\_\_\_  
DORON WEINBERG  
Counsel for Christina Liew

**ATTESTATION PER GENERAL ORDER 45**

I, Thomas J. Nolan, am the ECF User whose ID and password being used to file this Joint Status Report. In compliance with General Order 45, X.B., I hereby attest that Peter B. Axelrod, John H. Hemann, and Doron Weinberg have concurred with this filing.