

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

IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF CALIFORNIA

UNITED STATES OF AMERICA,

Plaintiff,

No. CR 11-00573-1 JSW
No. CR 11-00573-2 JSW

v.

WALTER LIEW, and CHRISTINA LIEW,

**ORDER VACATING
PLACEHOLDER HEARING**

Defendants.

On August 8, 2013, the Court scheduled a hearing on August 23, 2013, in the event the Court required an evidentiary hearing on the Liew's motion to suppress and their subsequent request for a hearing pursuant to *Franks v. Delaware*, 438 US. 154 (1978). The Court has carefully considered the parties' papers, including all supplemental briefs, the parties' arguments, as set forth in their briefs and those made during oral argument, and the record in this case. The Court intends to deny the motion to suppress in its entirety, concludes that it can resolve the motion to suppress without an evidentiary hearing, and concludes that a *Franks* hearing is not required. Accordingly, the Court VACATES the hearing scheduled for August 23, 2013. The Court shall issue a written ruling on the motion to suppress by no later than August 30, 2013.

IT IS SO ORDERED.

Dated: August 16, 2013



JEFFREY S. WHITE
UNITED STATES DISTRICT JUDGE