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8 IN THE UNITED STATES DISTRICT COURT
9 EASTERN DISTRICT OF CALIFORNIA
10

11 UNITED STATES OF AMERICA,
12 Plaintiff,
13 v.
14 FRENCH GULCH NEVADA MINING
CORPORATION, ET AL.,
15 Defendants.
16

CASE NO. 2:10-CR-255-TLN
STIPULATION AND ORDER AMENDING
BRIEFING SCHEDULE AND CONTINUING
MOTION HEARING DATE
Court: Hon. Troy L. Nunley

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18 Whereas, the United States desires additional time to respond to defendant Kiedock Kim's
19 motions to dismiss Counts One and Four of the Indictment. In particular, the undersigned prosecutor
20 desires additional time to consult with the United States Environmental Protection Agency case agent
21 and Regional Enforcement Counsel regarding the preparation of the United States' response;

22 It is hereby stipulated, by and between the parties, through their respective counsel, that the
23 previously set briefing schedule shall be amended and the motion hearing date rescheduled as follows:

- 24 1. The United States shall have January 23, 2014, to file its response to the defense motion;
- 25 2. Defendant Kim shall have until February 6, 2014, to file any reply in support of his

26 motion; and

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1 3. The hearing on defendant Kim's motion to dismiss shall be continued from January 16,
2 2014, at 9:00 a.m., to February 20, 2014, at 9:00 a.m.

3 DATED: December 26, 2013

/s/ Malcolm Segal

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5 By: MALCOLM SEGAL
Attorney for Defendant
6 Kiedock Kim

7 DATED: December 26, 2013

BENJAMIN B. WAGNER
United States Attorney

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9 By: /s/ Samuel Wong

10 SAMUEL WONG
Assistant U.S. Attorney
11 Attorney for Plaintiff

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14 **ORDER**

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16 Based on the representations and stipulations of the parties, and good cause appearing therefrom,
17 the Court adopts the parties' stipulation in its entirety as its Order.

18 IT IS SO ORDERED.

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22 Dated: December 27, 2013



23 TROY L. NUNLEY
United States District Judge