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6	U.S. Department of Justice		
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7	Washington, D.C. 20044-0683		
	Telephone: (202) 307-6432		
8			
	Attorneys for the United States of America		
9	IN THE UNITED STATES DISTRICT COURT FOR THE		
10	DISTRICT OF ARIZONA		
	District of	MZOWY	
11	United States of America,		
		Civil No. 09-CV-444-PHX-SRB	
12	Plaintiff,	CIVILIVO. 07 CV III I IIIX ORD	
13	v.	UNITED STATES' NOTICE OF	
		NON-OPPOSITION TO DEFENDANT JIMMY C. CHISUM'S ALTERNATIVE	
l <b>4</b>	Maria D. Forman et al.,	MOTION TO CONTINUE	
15	Defendants.	MOTION TO CONTINUE	
	Defendants.		
16			
	The United States of America, through	undersigned goungal hereby reamands to	
17	The United States of America, through undersigned counsel, hereby responds to		
	Defendant Jimmy C. Chisum's Alternative Motion to Continue (Doc. No. 80) as follows:		
18	Determent jurinty C. Chisam s raterilative wouldn't to Continue (Doc. No. 60) as follows.		
	Although the United States does not believe that Defendant Chisum has		
19	0		
	articulated good cause for the requested seven and a half month extension, the United		
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,	States has no objection to continuing the Rule	16 Scheduling Conference for 60 days as	
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,,	requested by Defendant Chisum. While Defer	ndant Chisum is currently incarcerated, he	

1 is able to send and receive correspondence and to participate in telephonic conferences. 2 As such, it is not necessary to postpone the Rule 16 Conference until his release. 3 Furthermore, it is quite possible that such a lengthy delay would prejudice Defendant Forman, given her current health situation. Therefore, the United States 4 5 does not oppose the request that the Rule 16 Scheduling Conference be continued 60 6 days. However, the United States opposes the requested continuance until December 1, 7 2010, as Defendant Chisum has not demonstrated good cause and such an extension 8 may prejudice other parties. 9 Respectfully submitted this 9th day of April, 2010. 10 DENNIS K. BURKE United States Attorney 11 By: /s/ Alexis V. Andrews ALEXIS V. ANDREWS 12 U.S. Department of Justice P.O. Box 683 13 Ben Franklin Station 14 Washington, D.C. 20044 15 Attorneys for the United States 16 17 18 19 20 21 22

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1	CERTIFICATE OF SERVICE	
2	It is hereby certified that service of the foregoing UNITED STATES' NOTICE O	
3	NON-OPPOSITION TO DEFENDANT JIMMY C. CHISUM'S ALTERNATIVE	
4	MOTION TO CONTINUE has been made this 9th day of April, 2010, by placing copies	
5	in the U. S. Mail addressed to the following:	
6	Maria D. Forman c/o 5640 E. Duane Lane	Denise Ann Faulk Office of the Attorney General
7	Cave Creek, AZ 85331	1275 W Washington St Phoenix, AZ 85007
8	Jimmy C. Chisum, 84388-008 Herlong-CA-Herlong-FCI	Elmer P. Vild
9	Federal Correction Institution P.O. Box 800	989 S. Main St. #A-269
10	Herlong, CA 96113	Cottonwood, AZ 86326
11		<u>/s/ Alexis V. Andrews</u> ALEXIS V. ANDREWS
12		Trial Attorney, Tax Division United States Department of Justice
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