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11 District of Arizona  
12 *Of Counsel*

IN THE UNITED STATES DISTRICT COURT FOR THE  
DISTRICT OF ARIZONA

13 IN RE:

14 MEMIE C. BURTON,  
15 Debtor/Claimant.

CIV 14-cv-02032-DJH  
BK 2:10-bk-34288-GBN

**UNITED STATES' UNOPPOSED  
MOTION TO CONTINUE  
SCHEDULING CONFERENCE**

16 UNITED STATES OF AMERICA,  
17 Respondent/Counterclaim  
18 Plaintiff,  
19 v.

20 MEMIE BURTON,  
21 Counterclaim Defendant,

22 and

SANDRA KENNEDY,  
Additional Counterclaim  
Defendant.

1 The United States of America, by and through its undersigned counsel,  
2 respectfully requests to continue the scheduling conference set for July 7, 2015 and to  
3 postpone the filing of the joint case management report in the interest of conserving  
4 judicial resources. In support of this motion, the United States provides the following:

5 1. Counterclaim Defendants Memie Burton and Sandra Kennedy requested  
6 an extension of time to file an Answer, to which the United States does not object, on the  
7 basis that they intend to stipulate to judgment in this matter.

8 2. The Stipulation to Judgment has been drafted and reviewed and is expected  
9 to be filed as soon as the Counterclaim Defendants sign it.

10 3. The parties are actively negotiating a payment schedule for the outstanding  
11 tax liabilities. In furtherance of that process, the Counterclaim Defendants completed a  
12 Form 433-A and submitted it to the United States on June 29, 2015, in order to assist with  
13 a determination of the amount of their monthly payment toward the full tax liabilities.

14 Accordingly, in order to conserve judicial resources, the United States respectfully  
15 requests that the Court continue the Scheduling Conference and the Joint Case  
16 Management Report deadlines by 30 days, while the parties work to resolve this matter.  
17 Opposing counsel has been consulted and does not object to this request.

18 Respectfully submitted this 30<sup>th</sup> day of June, 2015.

19 CAROLINE D. CIRAOLO  
20 Acting Assistant Attorney General

21 By: /s/ Kaycee M. Sullivan  
22 KAYCEE M. SULLIVAN  
Trial Attorney, Tax Division  
U.S. Department of Justice

**CERTIFICATE OF SERVICE**

I HEREBY CERTIFY that on June 30, 2015, I filed the foregoing with the CM/ECF system and mailed copies of the foregoing, via first class United States Mail, postage prepaid, to the following:

Dean William O'Connor  
2850 E. Camelback, Suite 200  
Phoenix, AZ 85016  
*Attorney for Debtor/Claimant Memie Burton*

Patty Chan  
Office of the U.S. Trustee  
230 North First Ave., Suite 204  
Phoenix, AZ 85003  
Email: [patty.chan@usdoj.gov](mailto:patty.chan@usdoj.gov)

/s/ Kaycee M. Sullivan  
KAYCEE M. SULLIVAN  
Trial Attorney, Tax Division  
U.S. Department of Justice

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IN THE UNITED STATES DISTRICT COURT FOR THE  
DISTRICT OF ARIZONA

IN RE:

MEMIE C. BURTON,  
  
Debtor/Claimant.

CIV 14-cv-02032-DJH  
BK 2:10-bk-34288-GBN

**[PROPOSED] ORDER GRANTING  
UNITED STATES' UNOPPOSED  
MOTION TO CONTINUE  
SCHEDULING CONFERENCE**

UNITED STATES OF AMERICA,  
  
Respondent/Counterclaim  
Plaintiff,  
v.

MEMIE BURTON,  
  
Counterclaim Defendant,

and

SANDRA KENNEDY,  
  
Additional Counterclaim  
Defendant.

Upon review of the pleadings, and for good cause shown, the United States'  
Unopposed Motion to Continue the Scheduling Conference Set for July 7, 2015 is hereby

1 approved. If a Stipulation to Judgment is not filed within 30 days, the Scheduling  
2 Conference shall be reset.

3 SO ORDERED.

4 Dated this \_\_\_\_ day of \_\_\_\_\_, 2015.

\_\_\_\_\_  
5 Honorable Diane J. Humetewa  
6 United States District Judge  
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