

FILED
JUN 20 AM 9:24
RICHARD W. WIEKING
CLERK, U.S. DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA

No. 05-16075
D.C. No. CV-04-02567-PJH

JOSEPH LEONARD NEUFELD;
KENNETH AUGUSTINE; ROBERT J.
FOTI,

Plaintiffs - Appellants,

v.

MCHUGH, Officer; UNITED STATES
MARSHALLS SERVICE; FEDERAL
PROTECTIVE SERVICES,

Defendants - Appellees.

**TIME SCHEDULE
ORDER**

FILED

JUN 15 2005

CATHY A. GATTERSON, CLERK
U.S. COURT OF APPEALS

The parties shall meet the following time schedule:

- 6/6/05** Appellant/petitioner shall notify appellee/respondent of transcripts to be ordered, pursuant to 9th Cir. R. 10-3.1(a);
- 6/14/05** Appellee/respondent shall notify appellant/petitioner of any additional transcripts needed, pursuant to 9th Cir. R. 10-3.1(b);
- 6/24/05** Appellant/petitioner shall file transcript order form with the district court and make payment arrangements with court reporter, pursuant to 9th Cir. R. 10-3.1;
- 7/25/05** Court reporter shall file transcript in the district court, pursuant to FRAP 11(b) and 9th Cir. R. 11-1.1;
- 9/12/05** Appellant/petitioner's opening brief and excerpts of record shall be served and filed pursuant to FRAP 32 and 9th Cir. R. 32-1;

10/11/05 The brief of appellee/respondent shall be filed and served, pursuant to FRAP 32 and 9th Cir. R. 32-1

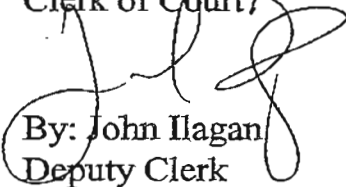
******* The optional appellant/petitioner reply brief shall be filed and served within fourteen days of service of the appellee/respondent's brief, pursuant to FRAP 32 and 9th Cir. R. 32-1.

Failure of the appellant to comply with the Time Schedule Order will result in automatic dismissal of the appeal. 9th Cir. R. 42-1

Appellants/Petitioners without representation of counsel in a prisoner appeal may have their case submitted on the briefs and record without oral argument, pursuant to FRAP 34(a). Within 10 days of the filing of the appellant's opening brief, parties may file a statement setting forth the reasons why, in the opinion of the parties, oral argument should be heard.

FOR THE COURT:

Cathy A. Catterson
Clerk of Court


By: John Ilagan
Deputy Clerk

UNITED STATES DISTRICT COURT
Northern District of California
450 Golden Gate Avenue
San Francisco, California 94102

www.cand.uscourts.gov

Richard W. Wicking
Clerk

May 26, 2005

RECEIVED
05 JUN 20 AM 9:21
RICHARD W. WICKING
CLERK U.S. DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
General Court Number
415.522.2000

Clerk
U.S. Court of Appeals
For the Ninth Circuit
P.O. Box 193939
San Francisco, CA 94119-3939

CASE NUMBER: CV 04-02567 PJH

CASE TITLE: ROBERT-JOHN FOTI-v-OFFICER MCHUGH

USCA Case Number:

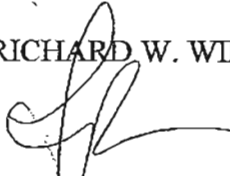
5-16079

Dear Sir/Madam:

Enclosed is the Notice of Appeal in the above captioned case. Please acknowledge receipt on the enclosed copy of this letter and return it to this office.

Sincerely,

RICHARD W. WIEKING, Clerk


by: Felicia Reloba
Case Systems Administrator

cc: Counsel of Record

UNITED STATES COURT OF APPEALS
FOR THE NINTH CIRCUIT
NOTICE OF APPEAL NOTIFICATION FORM
Please Fill Out Completely

May 26, 2005

CASE INFORMATION:

Short Case Title: ROBERT-JOHN FOTI-v- OFFICER MCHUGH

Court of Appeals No. (leave blank if a unassigned)

U.S. District Court, Division & Judge Name: Northern District of CA, Civil Division, Judge Hamilton

Criminal and/or Civil Case No.: CV 04-02567 PJH

Date Complaint/Indictment/Petition Filed: 6/25/04

Date Appealed order/judgment entered 2/3/05

Date NOA filed 5/25/05

Date(s) of Indictment Plea Hearing Sentencing

COA Status (check one): granted in full (attach order) denied in full (send record)
 granted in part (attach order) pending

Court Reporter(s) Name & Phone Number: Leo Mankiewicz 415-861-2336

Magistrate Judge's Order? If so, please attach.

FEE INFORMATION

Date Docket Fee Paid: 5/25/05

Date Docket Fee Billed:

Date FP granted:

Date FP denied:

Is FP pending? yes no

Was FP limited ? Revoked ?

US Government Appeal? yes no

Companion Cases? Please list:

Please attach copy of any order granting, denying or revoking FP.

COUNSEL INFORMATION (Please include email address)

Appellate Counsel:

Appellee Counsel:

SEE DOCKET SHEET

retained CJA FPD Pro Se Other *Please attach appointment order.*

DEFENDANT INFORMATION

Prisoner ID:

Address:

Custody:

Bail:

AMENDED NOTIFICATION INFORMATION

Date Fees Paid:

9th Circuit Docket Number:

Name & Phone Number of Person Completing this Form: Felicia Reloba
415-522-2000

UNITED STATES DISTRICT COURT
Northern District of California
450 Golden Gate Avenue
San Francisco, California 94102

www.cand.uscourts.gov

Richard W. Wieking
Clerk

General Court Number
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by: Felicia Reloba
Case Systems Administrator

cc: Counsel of Record