

The Honorable Thomas S. Zilly

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IN THE UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF WASHINGTON
AT SEATTLE

UNITED STATES OF AMERICA,)
)
Plaintiff,)
)
v.)
)
GLEN A. STOLL; STOLL FAMILY TRUST;)
DIRECTOR OF THE FAMILY DEFENSE)
LEAGUE a.k.a. FAMILY DEFENSE)
LEAGUE a.k.a. FAMILY DEFENSE)
NETWORK a.k.a. FAMILY DEFENSE)
FUND; and SNOHOMISH COUNTY,)
)
Defendants.)
_____)

Case No. 2:22-cv-01130-TSZ
**UNITED STATES’ MOTION FOR
EXTENSION OF TIME ON INITIAL
SCHEDULING DATES**
**Note on Motions Calendar:
December 23, 2022**

Plaintiff the United States of America (“United States”) moves the Court for a 60-day extension of time on the following Initial Scheduling Dates set by the Court on November 7, 2022: FRCP 26(f) Conference; Initial Disclosures; and Joint Status Report.

1. On August 12, 2022, the United States commenced this suit to: (i) reduce to judgment the outstanding federal tax assessments against Glen A. Stoll; (ii) find a parcel of improved property located in Snohomish County, Washington, described more completely below and referred to as the “Subject Property”, is held by a nominee and/or alter ego of Defendant Glen A. Stoll; and (iii) foreclose federal tax liens on the Subject Property, selling it and distributing the proceeds of such sale in accordance with the Court’s findings as to the validity and priority of the liens and claims of all the parties as to the Subject Property. *See* Dkt. # 1 at 1-

3, ¶ 1. The Subject Property has a street address of 7311 Grove St. SE, Marysville, WA 98270, and bears Snohomish County Assessor's Parcel No. 007753-000-007-00. See Dkt. # 1 at 3, ¶¶

11-12. The Subject Property is legally described as:

LOT(S) 7, MUNSON CREEK ESTATES DIVISION III, ACCORDING TO THE PLAT THEREOF RECORDED IN VOLUME 49 OF PLATS, PAGE(S) 180 AND 181, RECORDS OF SNOHOMISH COUNTY, WASHINGTON

See Dkt. # 1 at 3, ¶ 13.

2. On August 17, 2022, the Court issued an Order Regarding Initial Disclosures, Joint Status Report, and Early Settlement setting the following Initial Schedule Dates:

Deadline for FRCP 26(f) Conference:	10/3/2022
Initial Disclosures Pursuant to FRCP 26(a)(a):	10/17/2022
Combined Joint Status Report and Discovery Plan as Required by FRCP 26(f) and Local Civil Rule 26(f):	10/17/2022

Dkt. # 4.

3. On October 3, 2022, on the United States' request, the Court extended the Initial Scheduling Dates as follows:

Deadline for FRCP 26(f) Conference:	10/31/2022
Initial Disclosures Pursuant to FRCP 26(a)(a):	11/14/2022
Combined Joint Status Report and Discovery Plan as Required by FRCP 26(f) and Local Civil Rule 26(f):	11/14/2022

4. On November 7, 2022, on the United States' request, the Court extended the Initial Scheduling Dates as follows:

Deadline for FRCP 26(f) Conference:	12/30/2022
Initial Disclosures Pursuant to FRCP 26(a)(a):	01/13/2022
Combined Joint Status Report and Discovery Plan as Required by FRCP 26(f) and Local Civil Rule 26(f):	01/13/2022

5. Snohomish County and the United States entered into a stipulation regarding

1 relative priority of liens against the Subject Property that was adopted by the Court, and
2 Snohomish County’s continued participation in this action is likely not needed for a complete
3 adjudication of the relief sought by the United States. Dkt. ## 9, 11.

4 6. The United States has filed a Motion for Default against Defendants the Stoll
5 Family Trust and the Director of the Family Defense League. Dkt. # 21.

6 7. The remaining defendant, Glen A. Stoll, filed a “Foreign Plea in Abatement”
7 (“Plea”) and “Memorandum of Fact, Agreement, and Law” (“Memo”). Dkt. ## 18-19. While not
8 styled as a motion to dismiss, Stoll’s filings are the functional equivalent of a motion to dismiss.
9 The United States filed a Response to the Plea and Memo. Dkt. # 22.

10 8. The United States requests a 60-day extension of time on the Initial Scheduling
11 Dates due to the pending Plea and Memo and because Stoll has not yet filed an Answer to allow
12 the parties to determine the scope of the factual disputes, if any, in this matter. That
13 determination will inform discovery and scheduling in this case. As such, there is good cause for
14 a 60-day extension of time on the Initial Scheduling Dates.

15 WHEREFORE, the United States requests that the Court extend the Initial Scheduling
16 Dates by 60 days as follows:

17	Deadline for FRCP 26(f) Conference:	02/28/2023
18	Initial Disclosures Pursuant to FRCP 26(a)(a):	03/14/2023
19	Combined Joint Status Report and Discovery	
20	Plan as Required by FRCP 26(f) and Local Civil	
	Rule 26(f):	03/14/2023

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1 Respectfully submitted this 9th day of December, 2022.

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3 DAVID A. HUBBERT
Deputy Assistant Attorney General

4 /s/ Yen Jeannette Tran
5 YEN JEANNETTE TRAN
6 DYLAN C. CERLING
7 Trial Attorney, Tax Division
8 U.S. Department of Justice
9 P.O. Box 683
10 Washington, D.C. 20044
11 202-616-3366 (v) (Tran)
12 202-616-3395 (v) (Cerling)
13 202-307-0054 (f)
14 Y.Jeannette.Tran@usdoj.gov
15 Dylan.C.Cerling@usdoj.gov

16 *Attorneys for the United States of America*

CERTIFICATE OF SERVICE

I hereby certify that on this 9th day of December, 2022, I electronically filed the foregoing document with the Clerk of Court using the CM/ECF system, which will send notification of such filing to the following:

Rebecca J. Guadamud (Rebecca.Guadamud@snoco.org)
Attorneys for Snohomish County

I further certify that on the same date, I caused a true and complete copy of the foregoing document to be served by first-class mail, postage prepaid, to the following at the following addresses:

Glen A Stoll
c/o Director of the Family Defense League
16910 – 59th Avenue NE, Ste. 210
Arlington, WA 98223

/s/ Yen Jeannette Tran
YEN JEANNETTE TRAN
Trial Attorney, Tax Division
U.S. Department of Justice