

FILED

UNITED STATES COURT OF APPEALS

DEC 21 2012

FOR THE NINTH CIRCUIT

MOLLY C. DWYER, CLERK
U.S. COURT OF APPEALS

UNITED STATES OF AMERICA,

Plaintiff - Appellee,

v.

HUI HSIUNG, a/k/a Kuma,

Defendant - Appellant.

No. 12-10492

D.C. No. 3:09-cr-00110-SI-8
Northern District of California,
San Francisco

ORDER

UNITED STATES OF AMERICA,

Plaintiff - Appellee,

v.

HSUAN BIN CHEN, a/k/a H.B. Chen,

Defendant - Appellant.

No. 12-10493

D.C. No. 3:09-cr-00110-SI-9
Northern District of California,
San Francisco

UNITED STATES OF AMERICA,

Plaintiff - Appellee,

v.

AU OPTRONICS CORPORATION,

Defendant - Appellant.

No. 12-10500

D.C. No. 3:09-cr-00110-SI-10
Northern District of California,
San Francisco

UNITED STATES OF AMERICA,

Plaintiff - Appellee,

v.

AU OPTRONICS CORPORATION
AMERICA, INC.,

Defendant - Appellant.

No. 12-10514

D.C. No. 3:09-cr-00110-SI-11
Northern District of California,
San Francisco

UNITED STATES OF AMERICA,

Plaintiff - Appellant,

v.

AU OPTRONICS CORPORATION,

Defendant - Appellee.

No. 12-10558

D.C. No. 3:09-cr-00110-SI-10
Northern District of California,
San Francisco

UNITED STATES OF AMERICA,

Plaintiff - Appellant,

v.

HUI HSIUNG, a/k/a Kuma,

Defendant - Appellee.

No. 12-10559

D.C. No. 3:09-cr-00110-SI-8
Northern District of California,
San Francisco

UNITED STATES OF AMERICA,

Plaintiff - Appellant,

v.

HSUAN BIN CHEN, a/k/a H.B. Chen,

Defendant - Appellee.

No. 12-10560

D.C. No. 3:09-cr-00110-SI-9
Northern District of California,
San Francisco

Before: LEAVY and M. SMITH, Circuit Judges.

The unopposed motions to consolidate these appeals and cross-appeals are granted. These appeals are now consolidated.

Appeal Nos. 12-10492 and 12-10493 are remanded to the district court for the limited purpose of enabling that court to state, orally or in writing, the reasons for its order denying appellants Chen and Hsiung's motions for bail pending appeal. *See* 18 U.S.C. § 3143(b); Fed. R. App. P. 9(b); *United States v. Wheeler*, 795 F.2d 839, 841 (9th Cir. 1986) (order).

The district court shall provide the oral or written statement within 10 days after the date of this order. *See Wheeler*, 795 F.2d at 841. Appellants may file a supplemental memoranda in support of the motions for bail pending appeal within 10 days after the filing date of the district court's statement. Appellee United States may file its response within 10 days after service of appellants'

supplemental memoranda. Appellants' optional replies are due within 7 days after service of appellee United States' response.

The unopposed motions for extensions of time to file the opening briefs are granted. The following briefing schedule shall govern these appeals and cross-appeals: the first cross-appeal briefs are due February 4, 2013; the second briefs on cross-appeal are due April 5, 2013; the third briefs on cross-appeal are due May 6, 2013; and the optional briefs are due June 5, 2013.

The Clerk shall serve this order on the district judge.