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14 UNITED STATES DISTRICT COURT
15 DISTRICT OF ARIZONA

17 UNITED STATES OF AMERICA,)
) MC 06-00123 PHX-RCB
18 Petitioner,)
) JOINT STIPULATION
19 v.) TO EXTEND DEADLINES
20) AND CONTINUE HEARING
21 WILLIAM R. FITZPATRICK, JR.,) AND [PROPOSED] ORDER
)
22 Respondent.)
23 _____)

24 IT IS HEREBY STIPULATED AND AGREED AND RESPECTFULLY
25 REQUESTED by and between the parties to this action, as reflected by the signatures of
26 their respective counsel as set forth below, that the deadlines set forth in this Court's
27 Order to Show Cause Re: Enforcement of Internal Revenue Service Summons be
28 extended for a period up to and including February 28, 2007, and the hearing on the

1 Order to Show Cause, currently scheduled for December 18, 2006, be continued. The
2 grounds for this stipulated request are:

3 1. Counsel for the Respondent is not available on December 18 at 2:00 p.m.
4 and IRS personnel essential to this matter are not available until after February 8, 2007.

5 2. Counsel for the parties have agreed to meet in an effort to resolve this
6 matter without resort to litigation. Additional time is necessary to effectively prepare for
7 said meeting.

8 3. Continuing these matters is not requested for the purposes of delay. Rather,
9 the continuance of these dates will allow the parties sufficient time in which to effectively
10 determine whether this matter can be resolved without litigation.

11 Accordingly, the parties respectfully request that the Court continue the deadlines
12 set forth in its Order to Show Cause Re: Enforcement of Internal Revenue Service
13 Summons currently scheduled for December 18, 2006 to be continued to February 9,
14 2007, or as soon thereafter as may be heard by this Court.

15 RESPECTFULLY SUBMITTED this 29th day of November, 2006.

16 **KIRK A. MCCARVILLE, P.C.**

17 By: _____ s/ Kirk A. McCarville
18 Kirk A. McCarville, Esq.
19 Counsel for Respondent

20 **PAUL K. CHARLTON**
21 United States Attorney
22 District of Arizona

23 By: _____ s/ Janet M. Walsh
24 Janet M. Walsh, Esq.
25 Assistant United States Attorney
26 Counsel for Respondent
27
28

CERTIFICATE OF SERVICE

I hereby certify that on November 29, 2006, I electronically transmitted the attached document to the Clerk's Office using the ECF System for filing and transmittal of a Notice of Electronic Filing to the following ECF registrants:

Kirk A. McCarville
Tim A. Tarter
Janet M. Walsh

s/ Jason West

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