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1 EILEEN M. DECKER  
United States Attorney  
2 SANDRA R. BROWN  
Assistant United States Attorney  
3 Chief, Tax Division  
THOMAS D. COKER (SBN 136820)  
4 Assistant United States Attorney  
Federal Building, Suite 7211  
5 300 North Los Angeles Street  
Los Angeles, California 90012  
6 Telephone: (213) 894-2454  
Facsimile: (213) 894-0015  
7 E-mail: Thomas.coker@usdoj.gov

8 Attorneys for Defendant United States of America

9 UNITED STATES DISTRICT COURT  
10 FOR THE CENTRAL DISTRICT OF CALIFORNIA

11  
12 TIMOTHY LEWIS WHITING,

13 Plaintiff,

14 v.

15 UNITED STATES OF AMERICA,

16 Defendant.

Case No. EDCV 15-01472-AB (DTBx)

~~{Proposed}~~ JUDGMENT

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18 This action came before the Court on the Government's Motion for Summary  
19 Judgment ("Motion"). On June 21, 2016, after carefully considering the pleadings filed  
20 in support of and in opposition to the Motion, the Court granted the Government's  
21 Motion in part as to Count I and denied the Motion as moot as to Count II.

22 Accordingly, IT IS HEREBY ORDERED, ADJUDGED, and DECREED that:

- 23 1. As to Count I of the First Amended Complaint, Plaintiff TIMOTHY  
24 LEWIS WHITING is not entitled to damages against the United States  
25 pursuant to 26 U.S.C. Section 7433.  
26 2. As to Count II of the First Amended Complaint, Plaintiff's case is dismissed  
27 for lack of subject matter jurisdiction.  
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1           3.     Plaintiff TIMOTHY LEWIS WHITING takes nothing by his First  
2 Amended Complaint and action against the United States.

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5 DATE: July 18, 2016



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6           ANDRÉ BIROTTE JR.  
7           United States District Judge

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12 Presented By:

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15 EILEEN M. DECKER  
16 United States Attorney  
17 ROBERT CONTE  
18 Assistant United States Attorney  
19 Acting Chief, Tax Division

20   /S/TDC    
21 THOMAS D. COKER  
22 Assistant United States Attorney  
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24  
25  
26  
27  
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