

1 Benjamin B. Wagner  
 United States Attorney  
 2 BENJAMIN E. HALL  
 Assistant United States Attorney  
 3 United States Courthouse  
 2500 Tulare Street, Suite 4401  
 4 Fresno, California 93721  
 Telephone: (559) 497-4000  
 5 Facsimile: (559) 497-4099

6 Attorneys for Petitioners  
 UNITED STATES OF AMERICA and  
 7 NAOEMI SALINAS, Revenue Agent,  
 Internal Revenue Service  
 8

9  
 10 **UNITED STATES DISTRICT COURT**  
 11 **EASTERN DISTRICT OF CALIFORNIA**

12	UNITED STATES OF AMERICA and )	1:08-cv-00752-OWW-SMS
13	NAOEMI SALINAS, Revenue )	
14	Officer, Internal Revenue )	<b>ORDER DISCHARGING ORDER RE:</b>
15	Service, )	<b>CONTEMPT AND DIRECTING CLERK TO</b>
16	Petitioners, )	<b>CLOSE ACTION</b>
17	v. )	
18	KATHERINE MELENDEZ LOPEZ, )	
19	Respondent. )	
20	)	
21	)	

22 Petitioners, United States of America and Naoemi Salinas,  
 23 Revenue Agent, brought this civil action to enforce a summons  
 24 issued by the Internal Revenue Service. On March 11, 2009, the  
 25 Court issued its order granting the petition to enforce the  
 26 summons. On April 21, 2010, the Court entered an Order Re:  
 27 Contempt, adjudging Respondent, Katherine Melendez Lopez, in  
 28 civil contempt of the Court and ordering that she be incarcerated

1 until she complied with the Court's March 2009 order and produced  
2 the documents identified in the IRS summons. A bench warrant  
3 issued, and Respondent was brought before the Court on April 27,  
4 2010, at which time Respondent agreed to produce the records  
5 sought by Petitioners. The Court released Respondent from  
6 custody on April 27, 2010.

7 By the filing of this proposed Order, Petitioners advise the  
8 Court that Respondent did produce records to the IRS between  
9 April 27, 2010, and May 14, 2010. Petitioners seek no further  
10 orders for enforcement of the summons and respectfully request  
11 that the Court terminate this action.

12 Good cause appearing, IT IS HEREBY ORDERED as follows:

13 1. The Order Re: Contempt that issued on April 21, 2010,  
14 is discharged.

15 2. The Clerk is directed to close this action, because  
16 this Order terminates the action in its entirety.

17  
18 IT IS SO ORDERED.

19 **Dated: May 17, 2010**

**/s/ Oliver W. Wanger**  
**UNITED STATES DISTRICT JUDGE**