

1 Michael J. Lampe #82199
Michael P. Smith #206927
2 Matthew D. Owdom #258779
Law Offices of Michael J. Lampe
3 108 West Center Avenue
Visalia, California 93291
4 Telephone (559) 738-5975
Facsimile (559) 738-5644

5 Attorneys for Plaintiff
6
7
8

9 UNITED STATES DISTRICT COURT
10 EASTERN DISTRICT OF CALIFORNIA – FRESNO DIVISION

11 THE BANK OF NEW YORK MELLON FKA
12 THE BANK OF NEW YORK, as Trustee for
the Certificate Holders of CWABS, Inc.,
13 Asset Backed Certificates, Series 2007-12,

14 Plaintiff,

15 vs.

16 MARK JACOBS; VIVIAN JACOBS; THE
UNITED STATES OF AMERICA; and DOES
17 1-50,

Defendants.
18
19
20

Case No. 1:12-cv-1194-AWI-GSA

STIPULATION AND REQUEST FOR
ORDER OF DISMISSAL

21 Due to the recordation of a certificate of release of the notice of federal tax lien at issue in
22 the above-captioned action, the parties having appeared in this action respectfully request, by way
23 of stipulation, that the action be dismissed without prejudice, each party to bear its own costs and
24 attorneys fees.

25 ///

26 ///

27 ///

28 STIPULATION AND REQUEST FOR ORDER OF DISMISSAL

1
2
3 Dated: January 16, 2013

/s/ Matthew D. Owdom #258779
LAW OFFICES OF MICHAEL J. LAMPE
Attorneys for Bank of New York
By: Matthew D. Owdom

4
5
6
7 Dated: January 17, 2013

8 KATHRYN KENEALLY
Assistant Attorney General

9 By:
10 /s/ Boris Kukso
BORIS KUKSO
11 Trial Attorney, Tax Division
12 U.S. Department of Justice


13 BENJAMIN B. WAGNER
United States Attorney
14 Attorneys for the United States
15
16
17
18
19

20 **ORDER**

21 Good cause appearing, it is hereby ORDERED that the above-captioned action be dismissed,
22 without prejudice, with each party to bear its own costs and attorney's fees pursuant to
23 stipulation.

24 IT IS SO ORDERED.

25 Dated: January 17, 2013



26 SENIOR DISTRICT JUDGE
27
28

STIPULATION AND REQUEST FOR ORDER OF DISMISSAL