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5 Attorneys for Petitioner United States of America

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8 IN THE UNITED STATES DISTRICT COURT  
9 EASTERN DISTRICT OF CALIFORNIA

10  
11 UNITED STATES OF AMERICA,

12 Petitioner,

13 v.

14 JOSE OCHOA,

15 Respondent.

**1:14-cv-01335-AWI-SKO**

**[PROPOSED] ORDER TO SHOW  
CAUSE RE: CIVIL CONTEMPT**

Date: November 9, 2015

Time: 1:30 p.m.

Crtm: 2, 8<sup>th</sup> Floor

Senior United States District  
Judge Anthony W. Ishii

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18 Upon the Petition of BENJAMIN B. WAGNER, United States Attorney for the  
19 Eastern District of California, including the Declaration of Revenue Officer Michael J.  
20 Papasergia, it is hereby:

21 ORDERED that the Respondent, JOSE OCHOA, appear before Senior United States  
22 District Judge Anthony W. Ishii, in that Judge's courtroom in the United States Courthouse,  
23 2500 Tulare Street, Fresno, California, 93721, on November 9, 2015 at 1:30 p.m., and that  
24 Respondent show cause as follows:

25 1. Why Respondent, JOSE OCHOA, should not be held in civil contempt of this  
26 Court for his failure to comply with the Order filed November 17, 2014, directing  
27 Respondent to comply with the I.R.S. Summons issued on October 31, 2013.

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1           2.       Why the Respondent should not be incarcerated and ordered to pay a daily fine  
2 until he complies with the Order, and ordered to pay a compensatory fine to the United  
3 States.

4           IT IS FURTHER ORDERED that within seven (7) calendar days after the filing of  
5 this Order, the Respondent shall file and serve a written Response to the Order Adopting  
6 Findings and Recommendations filed November 17, 2014. Only those issues brought into  
7 controversy by the responsive papers and supported by declaration will be considered at the  
8 hearing on this Order, and any uncontested allegation in the Petition will be considered  
9 admitted.

10          Respondent is hereby notified that a failure to comply with the Order will subject  
11 Respondent to possible further sanctions for contempt of Court.

12 IT IS SO ORDERED.

13 Dated: October 14, 2015

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16 SENIOR DISTRICT JUDGE