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 7 BANK OF THE WEST

8 UNITED STATES DISTRICT COURT
 9 EASTERN DISTRICT OF CALIFORNIA

10 BANK OF THE WEST, a California Corporation
 11 Plaintiff,
 12 v.

) Case No.: 07-CV-02687

) [PROPOSED] JUDGMENT OF FORECLOSURE OF PREFERRED SHIP MORTGAGE


14 M/V PERFECT GAME Official Number 1116851 and Her Engines, Tackle, Furniture and Apparel, in rem, and PETER W. RICE
 15 Defendant

) Hon. Morrison C. England
) United States District Judge
) Courtroom No. 3

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 22 Plaintiff Bank of the West having filed its action to foreclose its Preferred Ship Mortgage
 23 encumbering the M/V Perfect Game Official Number 1116851, the Vessel having been seized
 24 and served with the Summons and Complaint and the Clerk having entered its default on June
 25 16, 2008, the United States Marshal having sold the vessel on March 16, 2008, pursuant to this
 26 Court’s order for Interlocutory Sale and Writ of Venditioni Exponas, the Marshal thereafter
 27 having filed its return of the Writ of Venditioni Exponas noting the sale of the Vessel with the
 28 Court on March 20, 2008 and no objections having been made thereto.

1 IT IS HEREBY ORDERED, ADJUDGED AND DECREED that the first Preferred Ship
2 Mortgage in favour of Bank of the West, against the defendant M/V Perfect Game Official
3 Number 1116851, Exhibit 3 to the complaint is foreclosed thereby foreclosing out all other liens,
4 claims and interest subordinate, thereto.

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6 Dated: April 6, 2009

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9 MORRISON C. ENGLAND, JR.
UNITED STATES DISTRICT JUDGE

10 This order was
11 prepared and submitted by:

12 Hood & Reed

13 By:/s/ _____
14 James T. Reed, Jr.
15 Attorneys for Plaintiff
Bank of the West