

1 McGREGOR W. SCOTT
United States Attorney
2 501 I Street, Suite 10-100
Sacramento, CA 95814

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4 CAROLINE A. NEWMAN
Trial Attorney, Tax Division
U.S. Department of Justice
5 P.O. Box 683
Ben Franklin Station
6 Washington, D.C. 20044-0683
Telephone: (202) 305-2558
7 Email: Caroline.A.Newman@usdoj.gov
Western.Taxcivil@usdoj.gov
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9 IN THE UNITED STATES DISTRICT COURT FOR THE
10 EASTERN DISTRICT OF CALIFORNIA

12 UNITED STATES OF AMERICA, and
13 CYNTHIA KALLICH, Revenue
Officer, Internal Revenue Service,

14 Petitioners,

15 v.

16 KHANH TUNG LUONG,

17 Respondent.

2:08-mc-00094-WBS-KJM

**ORDER TO SHOW CAUSE RE:
CIVIL CONTEMPT**

Taxpayers: KHANH TUNG LUONG
and CAPITOL FURNITURE

Date: Wednesday, February 4, 2009

Time: 10:00 a.m.

18 Ctrm: Hon. Kimberly J. Mueller
(Crtrm. #26, 8th Floor)

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20 Upon the petition of McGREGOR W. SCOTT, United States Attorney for the
21 Eastern District of California at the time the petition was submitted, including the
22 declaration of Revenue Officer CYNTHIA KALLICH, it is hereby:

23 ORDERED that the Respondent, KHANH TUNG LUONG, appear before United
24 States Magistrate Judge Kimberly J. Mueller, in that Magistrate Judge's courtroom in the
25 United States Courthouse, 501 I Street, Sacramento, California, on Wednesday, February
26 4, 2009, at 10:00 a.m., and that respondent show cause as follows:

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1 1. Why respondent, KHANH TUNG LUONG, should not be held in civil
2 contempt of this Court for his failure to comply with the Order filed on October 24, 2008,
3 directing respondent to comply with the I.R.S. Summonses issued on April 3, 2008.

4 2. Why the respondent should not incarcerated and ordered to pay a daily fine
5 until he complies with the Order, and ordered to pay a compensatory fine to the United
6 States.

7 IT IS FURTHER ORDERED that within 7 calendar days after the filing of this
8 Order, the respondent shall file and serve a written response to the Petition re: Civil
9 Contempt of Order Filed December 31, 2008. Only those issues brought into controversy
10 by the responsive papers and supported by declaration will be considered at the hearing
11 on this Order, and any uncontested allegation in the Petition Re: Civil Contempt will be
12 considered admitted.

13 Respondent is hereby notified that a failure to comply with this Order will subject
14 respondent to possible further sanctions for contempt of Court.

15 The Clerk shall forward copies of the Order to the Magistrate Judge, the
16 respondent and the United States Attorney.

17 It is SO ORDERED.

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19 DATED: January 6, 2009.

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22 _____
23 U.S. MAGISTRATE JUDGE
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