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7 **IN THE UNITED STATES DISTRICT COURT FOR THE**
 8 **EASTERN DISTRICT OF CALIFORNIA**

9	SAEEDUR RAHMAN,)	No. 09-cv-2398 JAM KJM
10	Plaintiff,)	STIPULATION AND ORDER RE:
11	v.)	DISMISSAL
12	Eric H. Holder, Jr., Attorney General, et al.)	
13	Defendants.)	
14	_____)	

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16 This is an immigration case in which plaintiff sought to challenge the delay in the
 17 adjudication of his application for naturalization pursuant to 8 U.S. C. § 1447(b). Because the
 18 plaintiff was recently indicted, EDCA 09-cr-437, the parties agree that the § 1447(b) action is not
 19 appropriate at this juncture, and hereby stipulate to the dismissal of this lawsuit.

20 Dated: October 27, 2009

21 LAWRENCE G. BROWN
 United States Attorney

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23 By: /s/Audrey Hemesath
 24 Audrey B. Hemesath
 25 Assistant U.S. Attorney
 Attorneys for the Defendants

26 By: /s/ Shah Peerally
 27 Shah Perrally
 28 Attorney for the Plaintiff

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ORDER

Pursuant to this Joint Stipulation and for the reasons stated therein, IT IS HEREBY ORDERED that the matter is dismissed.

IT IS SO ORDERED.

DATED: November 19, 2009

/s/ John A. Mendez
UNITED STATES DISTRICT JUDGE