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5 Attorneys for Plaintiff,  
6 BANK OF THE WEST

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8 UNITED STATES DISTRICT COURT  
9 EASTERN DISTRICT OF CALIFORNIA

10 BANK OF THE WEST, a California  
11 corporation,

12 Plaintiff,

13 vs.

14 M/V SAND DOLLAR, Official Number  
1058606, Hull Number CIR30024L596, a 1996  
15 Carroll Marine Mumm 30, 6 gross ton,  
recreational vessel, including her engines, tackle,  
16 apparel, furniture, equipment, and supplies, etc.  
17 *in rem*, and ERICH C. BAUER, *in personam*,

18 Defendants.

Case No. 2:10-cv-00363-LKK-DAD

**IN ADMIRALTY**

**JUDGMENT OF FORECLOSURE OF  
PREFERRED SHIP MORTGAGE**

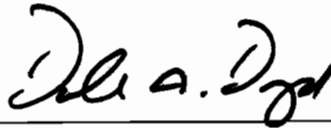
19 Plaintiff Bank of the West having filed its action to foreclose its Preferred Ship Mortgage  
20 encumbering the M/V Sand Dollar, Official Number 1058606, the Vessel having been seized and served  
21 with the Summons and Complaint and the Clerk having entered its default on March 11, 2011, the United  
22 States Marshal having sold the vessel on August 25, 2011, pursuant to this court's order for Interlocutory  
23 Sale and Writ of *Venditioni Exponas*, the Marshal thereafter having filed its return of the Writ of *Venditioni*  
24 *Exponas* noting the sale of the Vessel with the Court concurrently with the request for judgment herein,  
25 and no objections having been made thereto,

26 IT IS HEREBY ORDERED, ADJUDGED AND DECREED that the First Preferred Ship  
27 Mortgage in favor of Bank of the West, against the defendant M/V Sand Dollar, Official Number 1058606,  
28

1 Exhibit B to the complaint herein is foreclosed thereby foreclosing out all other liens, claims and interest  
2 subordinate thereto.

3 IT IS FURTHER ORDERED, ADJUDGED AND DECREED that the Clerk of this Court issue  
4 payment from the sum deposited by the United States Marshal pursuant to sale of the Vessel, in the sum of  
5 \$6,000.00, payable to BANK OF THE WEST, sent c/o Paul N. Balestracci, Neumiller & Beardslee, P.O.  
6 Box 20, Stockton, California 95201-3020.

7  
8 DATED: 11/3/11



9  
10 DALE A. DROZD  
11 UNITED STATES MAGISTRATE JUDGE  
12

13 Ddad1:orders.civil.bankof west0363.foreclosure  
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