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11 Attorneys for the United States of America

12 IN THE UNITED STATES DISTRICT COURT FOR THE
13 EASTERN DISTRICT OF CALIFORNIA

14 UNITED STATES OF AMERICA,

15 Plaintiff,

16 v.

17 DREYFUSS & BLACKFORD ARCHITECTS,

18 Defendants.

Civil No. 2:10-cv-1965-JAM-DAD

**APPLICATION TO APPEAR
TELEPHONICALLY AT FEBRUARY 9,
2011 HEARING AND ORDER**

19 Counsel for the United States hereby submits this application to appear telephonically at the
20 motion hearing currently scheduled for February 9, 2011 at 9:30 a.m. on Defendant's motion to stay
21 proceedings in the above captioned matter. Counsel for the United States believes that his appearance by
22 telephone will not impede the presentation of the matter for the Court's consideration. If this application
23 to appear telephonically is granted, counsel for the United States can be reached at his direct line (202)
24 307-6422 and will be present at such number beginning at the time for the hearing and through the time
25 such hearing is completed.

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1 Dated this 7th day of February 2011

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Respectfully submitted,

BENJAMIN B. WAGNER
United States Attorney

/s/Adam R. Smart
ADAM R. SMART
Trial Attorney, Tax Division
United States Department of Justice

Attorneys for the United States

IT IS SO ORDERED

Date: 2/7/2011

/s/ John A. Mendez
JOHN A. MENDEZ
UNITED STATES DISTRICT JUDGE

1 CERTIFICATE OF SERVICE

2 I HEREBY CERTIFY that on this 7th day of February, 2011, I electronically filed the foregoing
3 Application with the Clerk of Court using the CM/ECF system, which will send notification of such
4 filing to the following:

5 Matthew D. Noerper
6 FENWICK & WEST LLP
7 801 California St., 5th Floor
8 Mountain View, California 94041

9 /s/ Adam R. Smart
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