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7 Attorneys for Defendant  
 Bart Wayne Volen  
 8 Volen Properties, LLC  
 Volen Properties 4, LLC  
 9 Volen Properties 7, LLC  
 Volen Properties 8, LLC  
 10 Volen Properties 9, LLC  
 Volen Properties 10, LLC  
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12 UNITED STATES DISTRICT COURT  
 13 EASTERN DISTRICT OF CALIFORNIA  
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15 UNITED STATES OF AMERICA,

16 Plaintiff,

17 v.

18 REAL PROPERTY LOCATED AT 149 G.  
 STREET, LINCOLN CALIFORNIA, PLACER  
 19 COUNTY, APM: 008-266-015-000, *ET AL.*,

20 Defendant.  
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Case No. 2:12-CV-00705-MCE-DAD

**STIPULATION AND ORDER  
 CONTINUING HEARING ON MOTION  
 TO DISMISS**

Date: September 6, 2012  
 Time: 2:00 p.m.  
 Courtroom: 7  
 Judge: Hon. Morrison C. England, Jr.

1 Claimants Bart Wayne Volen, Volen Properties, LLC, Volen Properties 4, LLC, Volen  
2 Properties 7, LLC, Volen Properties 8, LLC, Volen Properties 9, LLC, Volen Properties 10, LLC  
3 (the "Volen Claimants") and the United States of America, through their respective counsel,  
4 hereby stipulate, and respectfully request that the Court so order, that the hearing on the Volen  
5 Claimants' Motion to Dismiss, currently set for August 9, 2012, be continued until September 6,  
6 2012, due to the unavailability of the government's counsel during the months of June and July.

7 WHEREFORE, based on the foregoing, and for good cause shown, the Volen Claimants  
8 and the government hereby stipulate that the hearing on the Motion to Dismiss be continued from  
9 August 9, 2012, to September 6, 2012.

10 DATED: June 18, 2012

UNITED STATES ATTORNEY  
BENJAMIN B. WAGNER

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13 By: /s/ Kevin Khasigian  
Kevin Khasigian  
Assistant United States Attorney


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15 DATED: June 18, 2012

ORRICK, HERRINGTON & SUTCLIFFE, LLP

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17 By: /s/ Courtney J. Linn  
Courtney J. Linn  
Attorney for Volen Claimants

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20 **IT IS SO ORDERED.**

21 Dated: June 19, 2012

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MORRISON C. ENGLAND, JR.  
UNITED STATES DISTRICT JUDGE