

1 PHILLIP A. TALBERT
 United States Attorney
 2 PATRICK J. SUTER
 Assistant United States Attorney
 3 2500 Tulare Street, Suite 4401
 Fresno, CA 93721
 4 Telephone: (559) 497-4000
 Facsimile: (559) 497-4099
 5

6 Attorneys for Plaintiff
 United States of America
 7

8 IN THE UNITED STATES DISTRICT COURT
 9 EASTERN DISTRICT OF CALIFORNIA

10 UNITED STATES OF AMERICA,
 11 Plaintiff,
 12 v.
 13 JOHN BRUCE CLAUER,
 14 Defendants.
 15

CASE NO. 2:17-CV-01933-WBS-AC

[Proposed] ORDER GRANTING UNITED STATES' EX PARTE APPLICATION FOR PREJUDGMENT WRIT OF GARNISHMENT

16 The Court, having reviewed Plaintiff United States' *Ex Parte* Application for Prejudgment Writ
 17 of Garnishment (DE-2), Complaint to recover the Department of Veterans Affairs service-connected
 18 disability benefit overpayments (DE-1), and all related documents, and finding good cause therefrom,
 19 hereby GRANTS the Application. ACCORDINGLY, the Court hereby ORDERS, ADJUDGES and
 20 DECREES as follows:

21 1. Plaintiff United States' *Ex Parte* Application for Prejudgment Writ of Garnishment is
 22 hereby granted.


23 2. The Clerk of the Court is directed to issue the Prejudgment Writs of Garnishment, which
 24 attached to the United States' *Ex Parte* Application for Prejudgment Writ of Garnishment as Exhibits A
 25 and B.

26 3. Following issuance of the Prejudgment Writ of Garnishment by the Clerk of the Court
 27 and upon service thereof, Garnishee California Department of Corrections is ordered to freeze
 28

1 Defendant John Bruce Clauer's inmate trust account located at Mule Creek State Prison until further
2 order from this Court.

3 4. Following issuance of the Writ of Garnishment by the Clerk of the Court and upon
4 service thereof, Garnishee Wells Fargo Bank is ordered to freeze Defendant John Bruce Clauer's
5 accounts until further order from this Court.

6 DATED: September 21, 2017.

7
8 
9 ALLISON CLAIRE
10 UNITED STATES MAGISTRATE JUDGE
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28