

1 JOSEPH P. RUSSONIELLO (CSBN 44332)
 United States Attorney
 2 THOMAS MOORE (ASBN 4305-O78T)
 Assistant United States Attorney
 3 9th Floor Federal Building
 450 Golden Gate Avenue, Box 36055
 4 San Francisco, California 94102
 Telephone: (415) 436-7017
 5 Attorneys for United States of America
 6
 7

8 **IN THE UNITED STATES DISTRICT COURT FOR THE**
 9 **NORTHERN DISTRICT OF CALIFORNIA**
 10 **SAN FRANCISCO DIVISION**

11	UNITED STATES OF AMERICA,)	Case No. C-04-2016-WHA
12	Plaintiff,)	
13	vs.)	STIPULATION TO CONFIRM SALE
14	JESSIE AGULLANA, et al. ,)	AND DISBURSE SALE PROCEEDS
15	Defendants.)	AND <u>[proposed] ORDER</u>

16
 17 For the reason that the real property located at 32350 Sheila Way, Union City, California
 18 (hereinafter "Sheila Way") was sold pursuant to the Court's Order of Sale by the Internal
 19 Revenue Service Property Appraisal and Liquidation Specialist (hereinafter "PALS") for
 20 \$339,000 on January 12, 2009 and because that amount was paid in full on January 31, 2009;

21 It is hereby stipulated by and between plaintiff United States of America, and defendants
 22 Jessie and Rosalinda Agullana, Michael Consentino, Beneficial Ca. Inc., State of California
 23 Franchise Tax Board, and the County of Alameda, through their undersigned counsel, as follows:

- 24 1. That the sale of the Sheila Way real property be confirmed;
- 25 2. That PALS shall retain \$725.02 from the proceeds of the sale for payment of its
 26 costs of the sale;
- 27 3. That PALS shall payover, within seven (7) days of the date of this order,
 28 \$2,120.85, to Alameda County;

1 4. That PALS shall payover, within seven (7) days of the date of this order,
2 \$6,663.12 to the State of California Franchise Tax Board;

3 5. That PALS shall payover, within seven (7) days of the date of this order,
4 \$250907.11 to Beneficial California Inc.

5 6. That PALS shall payover, within seven (7) days of the date of this order, the
6 remaining funds from the sale of the Sheila Way real property to the United States of America.

8 JERRY BROWN
Attorney General

JOSEPH P. RUSSONIELLO
United States Attorney

9 /s/ Karen Yiu
10 KAREN YIU.
Attorney for California Franchise Tax Board

/s/ Thomas Moore
THOMAS MOORE
Assistant United States Attorney

11 /s/ Basil Boutris
12 BASIL BOUTRIS
Counsel for Jessie and Rosa Linda Agullana

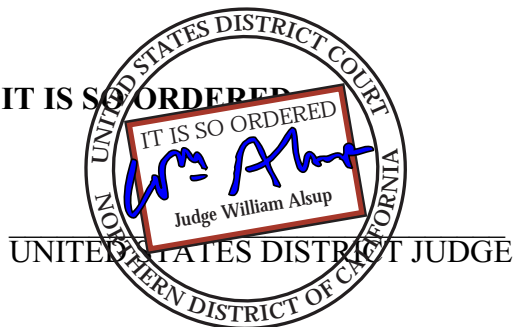
/s/ Claude F. Kolm
13 CLAUDE F. KOLM
Counsel for County of Alameda

14 /s/ Michael Consentino
15 MICHAEL CONSENTINO

/s/ Michael W. Burnett
16 MICHAEL W. BURNETT
BURNETT & MATTHEWS, LLP
17 Counsel for Beneficial California, Inc.

18
19 PURSUANT TO STIPULATION, IT IS SO ORDERED

20
21 Dated: February 10, 2009



22
23
24
25
26
27
28