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2	THOMAS MOODE (ASDN 4205 OZOT)	FLD
3		2008
4	9th Floor Federal Building 450 Golden Gate Avenue, Box 36055	JARD W. WIEKING U.S. DISTRICT COURT DISTRICT OF CALIFORNIA
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	Attorneys for the United States of America	
	IN THE UNITED STATES DISTRICT COURT FOR	R THE
	8 NORTHERN DISTRICT OF CALIFORNIA	TE
9	SAN FRANCISCO DIVISION	
10	UNITED STATES OF AMERICA and L. No.	<u>.</u> .
11	11 MARTHA LEVY, Revenue Officer,	0768
12	Petitioners, ORDER TO SHOW v. JUDICIAL APPRO	V CAUSE RE:
13	13 UPON PRINCIPAL	
14	ALAN D. MILLER,	
15	Respondent.)	
16	Good cause having been shown by the petitioner upon its petition filed in the above-	
17	entitled proceeding, it is hereby:	
18	ORDERED that respondent Alan D. Miller appear before this Co	urt on the 31st day of
19	19 March, 2008, at 10 a.m., in Courtroom No. 12, 19th Floor,	United States District
20	Court, 450 Golden Gate Avenue, San Francisco, California, and then and there show cause, if	
21	any, why the IRS should not be granted approval to levy upon respondent's principal residence,	
22	and provide documents and testimony, if any, which demonstrates that (26 C.F.R. § 301.6334-	
23	23 1(d)(2)):	
24	A. The underlying liability has been satisfied;	
25	B. He has other assets from which the liability can be	satisfied; or
26	C. The Internal Revenue Service did not follow the ap	plicable laws or
27	procedures pertaining to the levy;	
28	and it is further	

ORDERED that a copy of this Order to Show Cause, together with a copy of the aforementioned petition and supporting declarations, be served upon said respondent in accordance with Rule 4 of the Federal Rules of Civil Procedure at least thirty-five (35) days before the return date of this Order above specified; and it is further

ORDERED that within twenty-one (21) days before the return date of this Order, respondent may file and serve a written response to the petition, supported by appropriate affidavit(s) or declaration(s) in conformance with 28 U.S.C. § 1746, that the petitioner may file and serve a written reply to such response, if any, within fourteen (14) days before the return date of this Order, and only those issues raised by the pleadings will be considered on the return date of this Order, and only those issues raised by motion or brought into controversy by the responsive pleadings and supported by affidavit(s) or declaration(s) will be considered at the return of this Order, and any uncontested allegation in the petition will be considered admitted.

ORDERED this _5th day of _February ______, 2008, at San Francisco, California.

UNITED STATES DISTRICT JUDGE