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5 Attorneys for Plaintiff
6 Peterson Power Systems, Inc.

7
8 UNITED STATES DISTRICT COURT
9 NORTHERN DISTRICT OF CALIFORNIA

10 PETERSON POWER SYSTEMS, INC., a
California corporation,

11 Plaintiff,

12 vs.

13 The Vessel HALI, its engines, tackle, licenses
14 and appurtenances, Official Number 500326,
in rem, and TRUNG D. VO, individually and
15 dba HALI SPORT FISHING,

16 Defendants

Case No.: C08-02597-JL

**STIPULATION AND ~~PROPOSED~~
ORDER FOR RELEASE OF THE
VESSEL HALI PURSUANT TO F.R.C.P
SUPPLEMENTAL RULE E(5)**

17
18 WHEREAS, the Vessel Hali ("Hali") was arrested by the United States Marshal for the
19 Northern District of California on February 3, 2009; and

20 WHEREAS, the Hali remains under arrest pursuant to the Warrant issued by the Court
21 and is in the possession of the substitute custodian, Marina Bay Yacht Harbor, pursuant to the
22 Court Order appointing the substitute custodian on January 23, 2009; and

23 WHEREAS, on July 24, 2009, at a Settlement Conference presided over by Magistrate
24 Judge Edward M. Chen, Plaintiff Peterson Powers Systems, Inc. ("Peterson") and Defendants
25 Trung Vo ("Vo") and the Hali entered into a settlement agreement on the record whereby upon
26 Vo's payment to Peterson in the agreed amount, Peterson would agree to release the Hali from

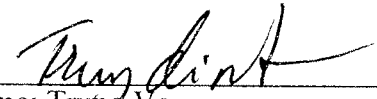
1 the custody of the substitute custodian and from arrest by the United States Marshal of the
2 Northern District of California; and

3 WHEREAS, Peterson and Defendants hereby agree that Vo has paid Peterson the agreed
4 settlement amount, and Peterson has confirmed the adequacy of the payment;

5 IT IS HEREBY stipulated and agreed that Peterson will release the vessel Hali from the
6 custody of the substitute custodian and from arrest by the United States Marshal of the Northern
7 District of California.

8
9 VO and the HALI:

PETERSON POWER SYSTEMS, INC.:

10 By 
11 Name: Trung Vo
12 For: Trung Vo and the Vessel Hali

By _____
Name: Thomas Hallacy
Title: Credit/Finance Manager

13 Date: August 4, 2009

Date: _____

14 LAW OFFICES OF LYLE C. CAVIN, JR.,

FITZGERALD ABBOTT & BEARDSLEY LLP

15 By _____
16 Name: Christopher W. Goodroe
17 Attorneys for Trung Vo and the Vessel Hali

By _____
Name: Stephen M. Judson
Attorneys for Peterson Power Systems, Inc.

18 **IT IS SO ORDERED.**

19
20 Dated: _____, 2009

By _____
U.S. District Court Judge

1 the custody of the substitute custodian and from arrest by the United States Marshal of the
2 Northern District of California; and

3 WHEREAS, Peterson and Defendants hereby agree that Vo has paid Peterson the agreed
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7 District of California.

8
9 VO and the HALI:

PETERSON POWER SYSTEMS, INC.:

10 By _____
11 Name: Trung Vo
12 For: Trung Vo and the Vessel Hali
13 Date: _____

By Thomas Hallacy
Name: Thomas Hallacy
Title: Credit/Finance Manager
Date: 8/4/09

14 LAW OFFICES OF LYLE C. CAVIN, JR.,

FITZGERALD ABBOTT & BEARDSLEY LLP

15 By _____
16 Name: Christopher W. Goodroe
17 Attorneys for Trung Vo and the Vessel Hali

By Stephen M. Judson
Name: Stephen M. Judson
Attorneys for Peterson Power Systems, Inc.

18 **IT IS SO ORDERED.**

19
20 Dated: August 21, 2009

By James Larson
U.S. District Court Judge
United States Magistrate Judge

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