

1 JOSEPH P. RUSSONIELLO
United States Attorney
2 THOMAS M. NEWMAN (NYSBN 4256178)
Assistant United States Attorney
3 9th Floor Federal Building
450 Golden Gate Avenue, Box 36055
4 San Francisco, CA 94102
Telephone: (415) 436-6805
5 Fax: (415) 436-6748

6 Attorneys for the United States of America

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IN THE UNITED STATES DISTRICT COURT FOR THE

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NORTHERN DISTRICT OF CALIFORNIA

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SAN FRANCISCO DIVISION

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UNITED STATES OF AMERICA and
CONSTANCE SMITH, Revenue Officer,

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Petitioners,

13

v.

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MADISON V. BAKER,

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Respondent.

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} CASE NO. 08-2739-JSW

} STIPULATION TO DISMISS
AND PROPOSED ORDER

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Pursuant to Fed. R. Civ. P. 41(a)(1)(A)(ii) the parties stipulate to dismissal of the above-
18 titled action without prejudice.

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Respectfully submitted,
JOSEPH P. RUSSONIELLO
United States Attorney

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/s/ Thomas M. Newman
THOMAS M. NEWMAN
Assistant United States Attorney
Tax Division

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/s/ Madison Baker
Madison V. Baker
Respondent

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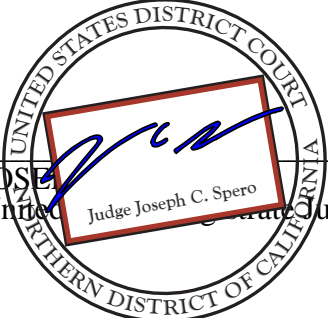
**IN THE UNITED STATES DISTRICT COURT FOR THE
NORTHERN DISTRICT OF CALIFORNIA
SAN FRANCISCO DIVISION**

UNITED STATES OF AMERICA and CONSTANCE SMITH, Revenue Officer,)	CASE NO. 08-2739-JCS
Petitioners,)	ORDER
v.)	
MADISON V. BAKER,)	
Respondent.)	

In accordance with the parties' stipulation, this case is dismissed without prejudice.

IT IS SO ORDERED.

Dated: 12/1, 2008



 JOSEPH C. SPERO
 United States District Judge