

1 THE DECKARD LAW FIRM
 Diane C. Deckard, Esq. (SBN 99632)
 2 Lynn R. Toma, Esq. (SBN 100384)
 96 N. Third Street, Ste. 350
 3 San Jose, CA 95112
 Telephone: (408) 971-4359
 4 Facsimile: (408) 971-4357

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 7 Attorneys for Plaintiff
 Douglas R. Caraway
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11 UNITED STATES DISTRICT COURT
 12 NORTHERN DISTRICT OF CALIFORNIA
 13 SAN FRANCISCO DIVISION

14 UNITED STATES OF AMERICA,) No. C-08-4371 MMC
)
 15 Plaintiff,)
) **(PROPOSED) ORDER** CANCELLING PUBLIC SALE
 16 v.) OF PROPERTY; DIRECTIONS RE: RELEASE OF SUMS
) HELD BY CLERK OF COURT
 17)
 DOUGLAS CARAWAY, et al.,)
) Ctrm: 7
 18 Defendants.) Judge: Hon. Maxine Chesney
)
 19)

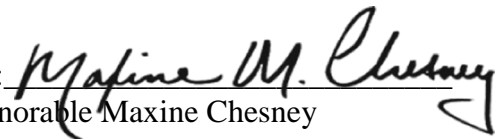
20 status report filed May 4, 2017, reporting that there has been a
 Given the successful private sale of the real property located at 734 Neal Avenue, San Carlos,
 21 (the "Subject Property")
 California, pursuant to the terms of the Amended Stipulation for Authorization for Private Sale, and the
 22 Order signed by the Court on April 26, 2017, the public auction scheduled for May 17, 2017, as
 23 authorized by this Court's Judgment and Decree of Sale entered February 22, 2017, is no longer
 24 necessary and is hereby cancelled.

25 In the above-referenced status report, the
 26 The IRS, the State of California Employment Development Department (EDD) and Fremont
 27 Bank have confirmed that they have received payment of their liens from escrow. Although the escrow
 28 officer informed that a payment check regarding the lien of the State of California Franchise Tax Board

1 (FTB) was mailed to the FTB, it has not been able to confirm receipt of payment as of May 4, 2017.
2 Given the tax filing season, it may take as long as two weeks for the FTB's check to be posted.
3 Nevertheless, the FTB has joined in the above-referenced status report, requesting that the Court release the sums
4 currently held by the Clerk of Court.

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6 Accordingly, in forfeited funds paid by bidders at auctions of the Subject Property
7 ~~Moreover,~~ the Clerk of the Northern District of California, who is holding \$20,000, is hereby
8 ordered to release the sum of \$5,501.41 to the IRS to cover the expenses incurred related to the prior
9 attempts to sell the subject property at public auction. The Clerk of Court is directed to pay the sum of
10 \$5,501.41 to the Internal Revenue Service and send it to Cynthia Stier, AUSA, United States Attorney's
11 Office, 450 Golden Gate Ave, Box 36055, San Francisco, CA 94102-3495. The balance of \$14,498.59
12 is ordered to be released to Douglas Caraway c/o the Deckard Law Firm, 96 N. Third Street, Ste. 350,
13 San Jose, CA 95112.

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15 Dated: May 17, 2017

16
17 By: 
18 Honorable Maxine Chesney