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12 Attorneys for United States of America

13 UNITED STATES DISTRICT COURT  
14 NORTHERN DISTRICT OF CALIFORNIA  
15 SAN FRANCISCO DIVISION

16 UNITED STATES OF AMERICA, )  
17 )  
18 Plaintiff, )  
19 )  
20 v. )  
21 )  
22 APPROXIMATELY \$75,000.00 IN )  
23 UNITED STATES CURRENCY, )  
24 )  
25 Defendant. )

**No.CV 09- 2348 MEJ**

**STIPULATION AND ~~PROPOSED~~ ORDER  
TO VACATE 9/3/09 CASE MANAGEMENT  
CONFERENCE**

26 IT IS HEREBY STIPULATED by and between Plaintiff UNITED STATES OF  
27 AMERICA and Claimant LUKE MCCANN, through their respective counsel, that this matter be  
28 stayed.

29 2. The parties have reached a settlement agreement. At this time the proposed settlement  
30 agreement is being signed by the parties in an effort to present the settlement and proposed order  
31 to the court.

32 3. Pursuant to the above representations, the parties hereby stipulate and agree to vacate  
33 the case manage conference until the completion of the settlement agreement and proposed order  
34 to present to the court for review or until such earlier time as either party, or this Court, may

1 request that the matter be heard.

2 4. The parties stipulate and agree that they request this Court take off calendar the  
3 presently scheduled Case Management Conference of September 3, 2009, at 10:00 a.m.

4 IT IS SO STIPULATED:

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6 Dated: August 20, 2009

JOSEPH P. RUSSONIELLO  
United States Attorney

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/S/ Arvon J. Perreet  
ARVON J. PERREET  
Special Assistant United States Attorney  
Attorney for the United States of America

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12 Dated: August 20, 2009

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/S/ Ean Vizzi  
EAN VIZZI  
Attorney for Claimant  
LUKE MCCANN

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18 ~~PROPOSED~~ ORDER

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20 IT IS SO ORDERED on this 24th day of August, 2009, pursuant to the  
21 foregoing stipulation, that the presently scheduled Case Management Conference of September 3,  
22 2009, at 10:30 a.m. is hereby taken off calendar.

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MAGISTRATE JUDGE MARIA-ELENA JAMES  
United States District Magistrate Judge

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