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 9 **UNITED STATES DISTRICT COURT**  
 10 **NORTHERN DISTRICT OF CALIFORNIA**  
 11 **SAN FRANCISCO DIVISION**

12 <b>UNITED STATES OF AMERICA,</b>	)	<b>Case No. cv 11-4369-TEH</b>
13 <b>Plaintiff,</b>	)	
14 <b>v.</b>	)	<b>STIPULATION FOR DISMISSAL</b>
15 <b>RIO GROWER, INC., et al.,</b>	)	<b>AND [PROPOSED] ORDER</b>
16 <b>Defendants.</b>	)	

17  
 18 IT IS HEREBY STIPULATED AND AGREED AND RESPECTFULLY REQUESTED  
 19 by and between the Plaintiff, United States of America, and Defendants, Guadalupe Salazar,  
 20 Jennifer Dominguez, Jose Antonio Salazar, State of California Franchise Tax Board, State of  
 21 California Employment Development Department, State of California Department of Industrial  
 22 Relations, Trust Company of America and M. Lewis, Inc., as reflected by the signatures of their  
 23 respective counsel as set forth below:

24 1. The United States filed this action seeking a judgment against Rio Growers and  
 25 Guadalupe Salazar for federal taxes and to foreclose its tax lien and judgment lien against real  
 26 property nominally titled in the names of Jennifer Dominquez and Jose Antonia Salazar.

27 2. The United States named the remaining defendants, State of California Franchise  
 28 Tax Board , State of California Employment Development Department, State of California

US v. Rio Growers, et al.,  
 Case No. 11-4369-TEH  
 Stip. Of Dismissal and [proposed]  
 Order

1 Department of Industrial Relations, Trust Company of America and M. Lewis, Inc., as  
2 defendants as they had encumbrances against the real property at issue in the foreclosure action.

3 3. The Internal Revenue Service has fully collected the tax liability at issue in this  
4 lawsuit by administrative levy.

5 4. That this action be dismissed without prejudice pursuant to Rule 41(a)(2) with  
6 leave to reinstate this case on or before October 30, 2013.

7 MELINDA HAAG  
8 United States Attorney

9 /s/ Cynthia Stier  
10 CYNTHIA STIER  
11 Assistant U.S. Attorney  
12 Attorneys for the United States of America

13 /s/ David Kirsch  
14 DAVID KIRSCH  
15 Attorney for Jennifer Dominquez,  
16 Guadalupe Salazar and Jose Salazar

17 /s/ Karen Yiu  
18 KAREN YIU  
19 State of California Franchise Tax Board, and  
20 EDD

21 /s/ Sally Williams  
22 SALLY WILLIAMS  
23 Attorney for M. Lewis, Inc.

24 **ORDER**

25 Upon the stipulation of the parties, this action is dismissed without prejudice pursuant to  
26 Rule 41(a)(2) with leave to reinstate this case on or before October 30, 2013.

27 **ORDERED** this 11th day of April, 2013, at San Francisco,  
28 California.

