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7 Attorneys for the United States

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

11 ROBERT J. SEHR, JR., as successor trustee of
 12 the WELLER TRUST,

13 Plaintiff,

14 v.

15 BRYAN WELLER, et al.

16 Defendants.
17

Case No. C-14-02100-VC

STIPULATION TO DISMISS UNITED
 STATES OF AMERICA AND ~~PROPOSED~~
 ORDER

18
 19 It is hereby stipulated by and between plaintiff Robert J. Sehr, Jr., as successor trustee of the
 20 Weller Trust, and defendants Bryan Weller individually, and United States of America, by and through
 21 their counsel, that the United States, be dismissed from this lawsuit.

22 In support of this stipulation, the parties state as follows:

23 1. On April 1, 2014, Plaintiff filed this lawsuit in Department 14 of the Superior Court of
 24 California (Contra Costa County), naming the United States of America as a defendant by virtue of a
 25 federal tax lien encumbering real property at issue in the lawsuit.

26 2. On May 7, 2014, the United States removed this action to the United States District Court
 27 for the Northern District of California.

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Stip To Dismiss United States America
 And [Proposed] Order; C-14-02100-VC


1 3. The United States is a party to this action because a federal tax lien encumbered real
2 property at issue in this lawsuit thereby allowing removal based on federal jurisdiction. The United
3 States has now received full payment of the federal tax lien and joins in this Stipulation seeking to be
4 dismissed as a party to this lawsuit.

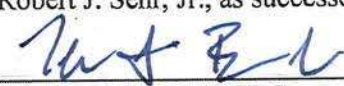
5 4. The parties ask that, after the United States is dismissed from this lawsuit, the case be
6 remanded back to Department 14 of the Superior Court of California (Contra Costa County) for further
7 proceedings.

8 Respectfully submitted,

9 MELINDA HAAG
10 United States Attorney

11 /s/ Cynthia Stier
12 CYNTHIA L. STIER
13 Assistant United States Attorney
14 Tax Division

15 
16 JONATHAN ELDREDGE
17 Attorney for Plaintiff
18 Robert J. Sehr, Jr., as successor trustee of the Weller Trust.

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20 THOMAS BLOMBERG
21 Attorney for Defendant
22 Bryan Weller, individually

23 ORDER

24 After consideration of the Stipulation to Dismiss the United States filed by the plaintiff and the
25 defendants, Bryan Weller individually, and the United States, IT IS HEREBY ORDERED that:

- 26 1. The United States is dismissed from this case; and
27 2. This case is remanded to Department 14 of the Superior Court of California (Contra
28 Costa County) for further proceedings.

DATED this 14th day of October, 2014.


VINCE CHHABRIA
UNITED STATES DISTRICT JUDGE