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Attorneys for Plaintiff
**CATERPILLAR FINANCIAL SERVICES
CORPORATION**

**UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA**

**CATERPILLAR FINANCIAL SERVICES
CORPORATION**

Plaintiff,

v.

**M/V SPIRIT OF TWO THOUSAND & TEN,
Official No. 806696, its engines, tackle,
machinery, furniture, apparel, appurtenances,
etc., *in rem*, and DOES 1-10.**

Defendants.

CV 13 4618
Case No.:

IN ADMIRALTY

**ORDER FOR WARRANT OF
ARREST**

RECEIVED
2013 OCT -4 P 3:50

FILED
OCT 04 2013

RICHARD W. WIEKING
CLERK, U.S. DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA

PJH

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Plaintiff CATERPILLAR FINANCIAL SERVICES CORPORATION
("Caterpillar") has applied for an order authorizing the issuance of a warrant for the arrest of
the Defendant M/V SPIRIT OF TWO THOUSAND & TEN, Official No. 806696, a 120-
foot motor yacht, her engines, tackle, machinery, furniture, apparel, and appurtenances (the
"Vessel").

Upon reviewing Plaintiff's Request for Review and associated pleadings, including
the Verified Complaint and its supporting exhibits, and the papers submitted therewith, the
Court finds that the conditions for an *in rem* action in accordance with Federal Rules of
Civil Procedure, Supplemental Rules For Certain Admiralty and Maritime Claims

1 ("Supplemental Rules"), Rule C, appear to exist.

2 **THEREFORE IT IS HEREBY ORDERED** that:

- 3 1. The Clerk of this Court is authorized to, and shall issue a Warrant for the
4 Arrest of the Vessel, as prayed for in the Verified Complaint;
- 5 2. The Marshal of this District is authorized to, and shall serve the Warrant of
6 Arrest on the Vessel, take her into custody in this District, and relinquish
7 custody to the Court-appointed Substitute Custodian as set forth in this
8 Court's concurrently issued Order Appointing Substitute Custodian;
- 9 3. As provided for in Supplemental Rule E and Local Admiralty Rule E.10, any
10 person claiming an interest in the Vessel arrested hereunder shall, upon
11 application to the Court, shall be entitled to a prompt hearing at which time
12 Plaintiff shall be required to show why the arrest should not be vacated or
13 other relief granted; and
- 14 4. A copy of this Order shall be attached to and served with the Warrant of
15 Arrest.

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18 DATED: 10/4/13



U.S. DISTRICT COURT JUDGE

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CAT.Spirit