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6 Attorneys for the United States of America

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 8 **UNITED STATES DISTRICT COURT FOR THE**  
 9 **NORTHERN DISTRICT OF CALIFORNIA**  
 10 **SAN JOSE DIVISION**

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 12 **JOHN KESSLER, ADMINISTRATOR OF** )  
**THE ESTATE OF RUTH FOUND HAWKINS,** )  
 13 **Plaintiff,** )  
 14 **v.** )  
 15 **UNITED STATES OF AMERICA,** )  
 16 **Defendant.** )

No. C-06-07492-RS

STIPULATION OF DISMISSAL

17 Pursuant to Fed. R. Civ. P. 41(a)(1)(A)(ii) the parties stipulate to dismissal of the above-  
 18 titled action with prejudice.

19  
 20 Dated: September 1, 2009

21 /s/Thomas M. Newman  
 THOMAS M. NEWMAN  
 Assistant United States Attorney  
 Tax Division

22  
 23 Dated: September 1, 2009

24 /s/Heather Munoz  
 HEATHER MUNOZ  
 Attorney for plaintiff

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1 UNITED STATES DISTRICT COURT FOR THE  
2 NORTHERN DISTRICT OF CALIFORNIA  
3 SAN JOSE DIVISION

3 JOHN KESSLER, ADMINISTRATOR OF )  
4 THE ESTATE OF RUTH FOUND HAWKINS, )

No. C-06-07492-RS

4 Plaintiff, )

5 v. )

6 UNITED STATES OF AMERICA, )

7 Defendant. )

8 ORDER

9 In accordance with the parties' stipulation, IT IS SO ORDERED.  
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11  
12 Dated: September 2, 2009



13 RICHARD SEEBORG  
14 United States Magistrate Judge  
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