

1 **** E-filed July 29, 2010 ****

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7 NOT FOR CITATION
8 IN THE UNITED STATES DISTRICT COURT
9 FOR THE NORTHERN DISTRICT OF CALIFORNIA
10 SAN JOSE DIVISION

11 UNITED STATES OF AMERICA and
12 DAVID PALMER, Revenue Officer,

No. C08-04823 JF

13 Plaintiffs,

**ORDER EXCUSING PERSONAL
ATTENDANCE AT SETTLEMENT
CONFERENCE**

14 v.

15 KEVIN and NANCY RYAN,

16 Defendants.

17 _____/

18 By written request dated July 18, 2010, plaintiff United States of America, by and through
19 its counsel, Thomas M. Newman, requested that the individual with full settlement authority be
20 excused from personally appearing at the settlement conference in this case, scheduled for August
21 13, 2010. According to Mr. Newman, the individual with full settlement authority is Richard Ward,
22 Chief of the Western Section of the Tax Division of the United States Department of Justice. No
23 opposition was filed by any party, and the time for doing so has now expired.

24 Having considered the Government's request, and good cause appearing, the Court grants
25 the request, provided that Mr. Ward remain available by telephone from 9:30 a.m. Pacific Standard
26 Time until further notice on August 13, 2010. If the Court concludes, however, that the absence of
27 Mr. Ward is interfering with the settlement conference, the Court may continue the settlement
28 conference and may order personal attendance by each party.

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IT IS SO ORDERED.

Dated: July 29, 2010



HOWARD R. LLOYD
UNITED STATES MAGISTRATE JUDGE

1 **C 08-02921 HRL Notice will be electronically mailed to:**

2 Gerald Bingham Sweeney gsweeney@sweeneylev.com
3 Thomas M. Newman thomas.newman2@usdoj.gov

4 **Notice will be provided by other means to:**

5 Dennis M Hasse
6 Sweeney Lev LLC
7 460 Bloomfield Avenue
Suite 200
Montclair, NJ 07042

8 **Counsel are responsible for distributing copies of this document to co-counsel who have not**
9 **registered for e-filing under the court's CM/ECF program.**

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