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

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UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN JOSE DIVISION

UNITED STATES OF AMERICA and
HANNAH JAIR, Revenue Agent,

Petitioners,

v.

NASSER H. MAHALLATI and ZIBA M.
BALSINI,

Respondents.

CV

11

1840

NO. [Proposed]
ORDER TO SHOW CAUSE RE
ENFORCEMENT OF INTERNAL
REVENUE SERVICE SUMMONS

JK
JF
HRL

Good cause having been shown by the petitioners upon its petition filed in the above-entitled proceeding on April 15, 2011, it is hereby:

ORDERED that respondents NASSER H. MAHALLATI and ZIBA M. BALSINI appear before this Court on the 10th day of June, 2011, at 9 a.m., in Courtroom No. 3, 5th Floor, United States District Court, 280 South 1st Street, San Jose California, and then and there show cause, if any, why respondents should not be compelled to appear and provide documents and testimony as required by the summons heretofore served upon respondents as alleged and set forth in particular in said petition; and it is further

ORDERED that a copy of this Order to Show Cause, together with a copy of the aforesaid petition, be served upon said respondents in accordance with Rule 4 of the

1 Federal Rules of Civil Procedure at least thirty-five (35) days before the return date of
2 this Order above specified; and it is further

3 **ORDERED** that within twenty-one (21) days before the return date of this Order,
4 respondents may file and serve a written response to the petition, supported by
5 appropriate affidavit(s) or declaration(s) in conformance with 28 U.S.C. § 1746, as well
6 as any motion respondents desire to make, that the petitioner may file and serve a written
7 reply to such response, if any, within fourteen (14) days before the return date of this
8 Order; that all motions and issues raised by the pleadings will be considered on the return
9 date of this Order, and only those issues raised by motion or brought into controversy by
10 the responsive pleadings and supported by affidavit(s) or declaration(s) will be considered
11 at the return of this Order, and any uncontested allegation in the petition will be
12 considered admitted.

13 **ORDERED** this 29th day of April, 2011, at San Jose,
14 California.

15 
16 _____
17 UNITED STATES DISTRICT JUDGE