

United States District Court
Northern District of California

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UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA

UNITED STATES OF AMERICA,
Petitioner,
v.
BANK OF AMERICA, INC.,
Respondent.

Case No. 5:15-cv-03770-RMW

**ORDER TO SHOW CAUSE RE
ENFORCEMENT OF INTERNAL
REVENUE SERVICE SUMMONS**

Re: Dkt. No. 1

Good cause having been shown by the petitioner upon its petition filed in the above-entitled proceeding on August 18, 2015, it is hereby:

ORDERED that respondent BANK OF AMERICA, INC., appear before this Court on the 16th day of October, 2015, at 9 a.m., in Courtroom No. 6, 4th Floor, United States District Court, 280 South 1st Street, San Jose, California, and then and there show cause, if any, why respondent should not be compelled to appear and provide documents and testimony as required by the summons heretofore served upon respondent 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 respondent in accordance with Rule 4 of the Federal Rules of Civil Procedure at least thirty-five (35) days before the return date of this Order above specified; and it is further:

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

IT IS SO ORDERED.

Dated: September 1, 2015



Ronald M. Whyte
United States District Judge