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9 **IN THE UNITED STATES DISTRICT COURT FOR THE**
DISTRICT OF NEVADA

10 UNITED STATES OF AMERICA,)	
)	Case No. 3:16-cv-00142-MMD-VPC
11 Plaintiff,)	
)	PLAINTIFF UNITED STATES OF
12 v.)	AMERICA’S UNOPPOSED MOTION
)	TO STAY ACTION
13)	
KENNETH J. MCKENNA, BANK OF)	
14 NEW YORK MELLON TRUST)	
COMPANY, N.A., etc., and WASHOE)	
15 COUNTY TREASURER,)	
)	
16 Defendants.)	
_____)	

17
 18 The United States of America moves the Court to stay this action in its entirety – both the
 19 Government’s claim and the counterclaim/cross-claim filed by Bank of New York Mellon Trust
 20 – because the United States and the taxpayer, Kenneth McKenna have entered into a settlement
 21 of their dispute. The relevant terms of the settlement require McKenna to pay the United States a
 22 sum certain within 90 days and, if he does that, the United States will dismiss this action
 23 WITHOUT PREJUDICE. In the event McKenna does not make the required payment, the
 United States will promptly file a motion for summary judgment.

1 Counsel for the United States has conferred with all other counsel in the case, and this
2 motion is unopposed.

3 WHEREFORE, the United States moves the Court to stay this action for 90 days.

4 Date: August 2, 2016

6 CAROLINE D. CIRAULO
Assistant Attorney General

7 /s/ Philip Doyle
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13 Of Counsel:
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17 Attorneys for the United States of America

18 CERTIFICATE OF SERVICE

19 It is hereby certified that service of the foregoing Plaintiff United States of America's
20 Unopposed Motion to Stay Action has been made on August 2, 2016, to the following:

- 21 • By ECF notification:

22 Jacob D. Bundick
23 Whitney Welch
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Attorney for Bank of New York Mellon Trust

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Michael Large
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- By First Class U.S. mail:

Kenneth McKenna, Esq.
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/s/ Philip Doyle
PHILIP DOYLE
Trial Attorney

IT IS SO ORDERED.

Dated: August 2, 2016



U.S. District Judge