UNITED STATES DISTRICT COURT FOR THE DISTRICT OF NEW HAMPSHIRE

United States

v.

Civil No. 10-cv-065-LM

Randall Radkay, et al.

ORDER OF RECUSAL

I hereby recuse myself from presiding over this case since Nancy J. Smith, Esq., is counsel of record for the New Hampshire Department of Revenue named in the Amended Complaint. The case shall be assigned to another judge.

Landya B. Mccafferty

United States Magistrate Judge

Date: October 22, 2010

cc: Austin L. Furman, Esq. Terrie L. Harman, Esq.

Joshua D. Shakun, Esq.

Nancy J. Smith, Esq.