IN THE UNITED STATES DISTRICT COURT FOR THE DISTRICT OF OREGON PORTLAND DIVISION

CAROLYN BOUDREAU,

Petitioner,

v.

UNITED STATES OF AMERICA,

Respondent.

Misc. No. 3:07- 9148

[Proposed] ORDER DISMISSING CASE

This case is a petition to quash three Internal Revenue Service summonses. Respondent, the United States of America, has filed a second motion to dismiss this case, arguing that the Court has already adjudicated a materially identical petition to quash in *Boudreau v. United States*, No. 07-mc-7015-AA (ECF No. 4, entered Feb. 8, 2008). The United States also argues that the case is most because the Internal Revenue Service has already reached a final determination of the petitioner's tax liability, so the information sought by the summonses is no longer necessary. The petitioner does not oppose this motion.

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Order Dismissing Case Page 1 of 2 For the reasons set forth in the United States' Unopposed Motion to Dismiss Case as Adjudicated and as Moot, and because that Motion is unopposed, IT IS HEREBY ORDERED that this case is dismissed.

Dated this 6 day of

UNITED STATES DISTRICT JUDGE

Respectfully presented this 2nd day of December, 2011.

JOHN A. DICICCO Principal Acting Assistant Attorney General

<u>/s/ Adam Strait</u> ADAM D. STRAIT Mass. BBO No. 670484 KARI D. LARSON Trial Attorneys, Tax Division U.S. Department of Justice P.O. Box 683 Washington, D.C. 20044-0683 Telephone: (202) 307-2135 Facsimile: (202) 307-0054 adam.d.strait@usdoj.gov

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