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12 IN THE UNITED STATES DISTRICT COURT FOR THE
13 EASTERN DISTRICT OF CALIFORNIA
14

15 UNITED STATES OF AMERICA,) Case No. CR 07-266 FCD
16 Plaintiff,)
17 v.) UNITED STATES' MOTION TO DISMISS
) DEFENDANT VANG PAO FROM THE
18 HARRISON ULRICH JACK, et al.,) INDICTMENT; [PROPOSED] ORDER
)
19 Defendants.)
20 _____)

21 M O T I O N

22 Plaintiff, the United States of America, by and through its
23 undersigned attorneys, hereby moves pursuant to Federal Rule of
24 Criminal Procedure 48(a), to dismiss the counts in the indictment
25 filed June 14, 2007 as against defendant Vang PAO, solely, in the
26 interests of justice. Based on the totality of the evidence in the
27 case and the circumstances regarding defendant Vang PAO, the
28 government believes, as a discretionary matter, that continued

1 prosecution of defendant VANG PAO is no longer warranted.

2 Dated: September 18, 2009.

3 Respectfully submitted,

4 LAWRENCE G. BROWN
United States Attorney

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6 By: /s/ Tice-Raskin
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15 **ORDER**

16 Based upon the motion of the United States, it is hereby ordered
17 that, pursuant to Federal Rule of Criminal Procedure 48(a), all
18 charges against defendant Vang PAO in the indictment filed June 14,
19 2007 are dismissed as against defendant Vang PAO solely. This order
20 shall have no effect on the charges alleged against all remaining
21 defendants in said indictment.

22 IT IS SO ORDERED.

23 Dated: September ____, 2009

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25 HONORABLE FRANK C. DAMRELL, JR.
United States District Judge