

**UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF NEW YORK**

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**ROBERT L. SCHULZ** )  
 )  
 ) **Plaintiff** )  
 )  
 ) **-against-** )  
 )  
 ) **UNITED STATES; INTERNAL** )  
 ) **REVENUE SERVICE,** )  
 )  
 ) **Defendants** )

**ORDER**  
**TO SHOW CAUSE**  
No. 06-MC-131  
DNH/DRH

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Upon the annexed Declarations and Memorandum of Law, together with the exhibits annexed thereto, and the prior pleadings,

LET the defendants UNITED STATES and INTERNAL REVENUE SERVICE, show cause by way of a submission at a term of the United States District Court, Northern District of New York to be held at the James T. Foley U.S. Courthouse, at 445 Broadway, Albany, N.Y. at \_\_\_\_\_ o'clock in the \_\_\_\_ noon, on the \_\_\_\_ day of \_\_\_\_\_, 2006, why an ORDER should not be made:

- a) Preliminarily enjoining, prohibiting and restraining THE INTERNAL REVENUE SERVICE and any other agency of the UNITED STATES that arguably may act in this matter, from enforcing the IRS Summons issued by IRS Agent Elsie Addington and served on the Glens Falls National Bank on October 12, 2006, naming the Plaintiff in this matter,

ROBERT SCHULZ, until this case is finally determined and any appeal thereof, and

- b) Expediting these proceedings where this matter might be set for trial, and
- c) Granting any further relief that to the Court may seem just and proper.

SUFFICIENT CAUSE APPEARING, it is ordered that THE INTERNAL REVENUE SERVICE and any other agency of the UNITED STATES that arguably may act in this matter are temporarily enjoined, prohibited and restricted from enforcing the IRS Summons issued by IRS Agent Elsie Addington and served on the Glens Falls National Bank on October 12, 2006, naming the Plaintiff in this matter, ROBERT SCHULZ, until the return date of this Order to Show Cause. The INTERNAL REVENUE SERVICE is directed to immediately notify the Glens Falls National Bank by telephone of this temporary stay of the enforcement of the Summons and that the Bank is not to comply with the Summons until further notice by the IRS.

LET, service of a conformed copy of this order be served upon IRS Agent Addington by Facsimile on or before \_\_\_o'clock in the \_\_\_noon on the \_\_\_\_ day of November, 2006, and upon the office of the United States Attorney at the James T. Foley U.S. Courthouse, 445 Broadway, Room 345, Albany, NY 12207, by Facsimile or by personal service by \_\_\_\_o'clock in the \_\_\_noon on the \_\_\_\_ day of November, 2006 be deemed good and sufficient service.

DATED: Albany, New York  
November \_\_\_\_, 2006

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Hon.  
United States District Court Judge  
Northern District of New York