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Acting Assistant Attorney General

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Of Counsel

9 IN THE UNITED STATES DISTRICT COURT FOR THE
DISTRICT OF ARIZONA

10 IN RE:

11 MEMIE C. BURTON,
12 Debtor/Claimant.

CIV 14-cv-02032-DJH
BK 2:10-bk-34288-GBN

**STIPULATION TO JUDGMENT
BY ALL DEFENDANTS**

13 UNITED STATES OF AMERICA,
14 Respondent/Counterclaim Plaintiff,
15 v.
16 MEMIE BURTON,
17 Counterclaim Defendant,
18 and
19 SANDRA KENNEDY,
20 Additional Counterclaim Defendant.

21 The United States of America and Counterclaim Defendant Memie Burton, by and
22 through their undersigned counsel, along with Additional Counterclaim Defendant Sandra

1 Kennedy, appearing pro se, hereby enter into this stipulation to judgment:


- 2 A. That the Court find that Memie Burton and Sandra Kennedy are responsible
3 persons under 26 U.S.C. § 6672 and are held jointly and severally liable for Trust
4 Fund Recovery Penalties for Kennedy Restaurants, LLC, for the quarters ending
5 March 31, 2007, June 30, 2007, September 30, 2007, December 31, 2007, June
6 30, 2008, December 31, 2008, March 31, 2009, June 30, 2009, September 30,
7 2009, and December 31, 2009.
- 8 B. That the Court enter judgment in favor of the United States and against Memie
9 Burton in the amount of \$99,259.40 as of April 30, 2014, plus accrued statutory
10 interest pursuant to 26 U.S.C. §§ 6601 and 6611 and 28 U.S.C. § 1961 and
11 additions from the date of the assessments, less any payments or credits;
- 12 C. That the Court enter judgment in favor of the United States and against Sandra
13 Kennedy in the amount of \$99,259.40 as of April 30, 2014, plus accrued statutory
14 interest pursuant to 26 U.S.C. §§ 6601 and 6611 and 28 U.S.C. § 1961 and
15 additions from the date of the assessments, less any payments or credits; and
- 16 D. That all parties bear their own costs and fees.

17 Respectfully submitted,

18 CAROLINE D. CIRAULO
Acting Assistant Attorney General

19 DATED: August 26, 2015

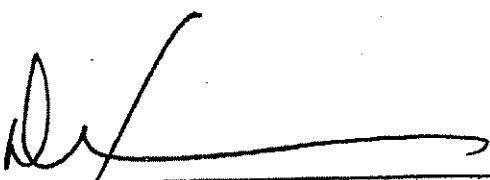
20 By:


21 KAYCEE M. SULLIVAN
22 Trial Attorney, Tax Division
U.S. Department of Justice

Attorneys for the United States of America

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DATED: July 30 2015

By: 
DEAN WILLIAM O'CONNOR
2850 E. Camelback, Suite 200
Phoenix, AZ 85016
Attorney for Debtor/Claimant Memie Burton

DATED: June __, 2015

By: _____
SANDRA KENNEDY
Pro Se

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STAPLES SELF SERVE

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DATED: June __, 2015

By:

DEAN WILLIAM O'CONNOR
2850 E. Camelback, Suite 200
Phoenix, AZ 85016

Attorney for Debtor/Claimant Memie Burton

DATED: *June 1*, 2015

By:

Sandra J. Kennedy
SANDRA KENNEDY
Pro Se

CERTIFICATE OF SERVICE

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I HEREBY CERTIFY that on August 26, 2015, I filed the foregoing with the CM/ECF system and mailed copies of the foregoing, via first class United States Mail, postage prepaid, to the following:

Dean William O'Connor
2850 E. Camelback, Suite 200
Phoenix, AZ 85016
Attorney for Debtor/Claimant Memie Burton

Patty Chan
Office of the U.S. Trustee
230 North First Ave., Suite 204
Phoenix, AZ 85003
Email: patty.chan@usdoj.gov

/s/ Kaycee M. Sullivan
KAYCEE M. SULLIVAN
Trial Attorney, Tax Division
U.S. Department of Justice

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IN THE UNITED STATES DISTRICT COURT FOR THE
DISTRICT OF ARIZONA

IN RE:

MEMIE C. BURTON,

Debtor/Claimant.

CIV 14-cv-02032-DJH
BK 2:10-bk-34288-GBN

**[PROPOSED] ORDER
REGARDING STIPULATION
TO JUDGMENT**

UNITED STATES OF AMERICA,

Respondent/Counterclaim
Plaintiff,
v.

MEMIE BURTON,

Counterclaim Defendant,

and

SANDRA KENNEDY,

Additional Counterclaim
Defendant.

The parties having filed a Stipulation to Judgment with the Court,

IT IS ORDERED that:

A. Defendants Memie Burton and Sandra Kennedy are responsible persons
under 26 U.S.C. § 6672 and are held jointly and severally liable for Trust Fund Recovery

1 Penalties for Kennedy Restaurants, LLC, for the quarters ending March 31, 2007, June
2 30, 2007, September 30, 2007, December 31, 2007, June 30, 2008, December 31, 2008,
3 March 31, 2009, June 30, 2009, September 30, 2009, and December 31, 2009.

4 B. The Clerk of the Court shall enter judgment in favor of the United States
5 and against Memie Burton in the amount of \$99,259.40 as of April 30, 2014, plus
6 accrued statutory interest pursuant to 26 U.S.C. §§ 6601 and 6611 and 28 U.S.C. § 1961
7 and additions from the date of the assessments, less any payments or credits;

8 C. The Clerk of the Court enter judgment in favor of the United States and
9 against Sandra Kennedy in the amount of \$99,259.40 as of April 30, 2014, plus accrued
10 statutory interest pursuant to 26 U.S.C. §§ 6601 and 6611 and 28 U.S.C. § 1961 and
11 additions from the date of the assessments, less any payments or credits; and

12 D. All parties bear their own costs and fees.

13

14 SO ORDERED.

15

Dated this ___ day of _____, 2015.

16

Honorable Diane J. Humetewa
United States District Judge

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