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8 UNITED STATES DISTRICT COURT
9 EASTERN DISTRICT OF CALIFORNIA

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11 In the Matter of the search of
12 Robert Cliff Holloway III and
13 Kathryn Gottschalk Holloway as well as their
14 business and residential addresses listed
15 below
16 5604 Moberg Road, Turlock, California
5606 Moberg Road, Turlock, California
4600 Main Street, Denair, California
2720 Second Street, Ceres, California

Case No.: 1:08-mc-00007-AWI

Motion for return of property and request for
hearing on said motion pursuant to
F.R.C.P.: 41. (e).

Hearing Date: April 21, 2008
Hearing Time: 9:00 AM
JUDGE: Honorable Anthony W. Ishii

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18 Real party in interest
19 Robert Cliff Holloway III and
20 Road Dog Cycles

21 1. Robert Holloway doing business as Road Dog Cycles in Denair, California
22 was recently subjected to a search of his premises which was authorized by this District
23 Court. During the search a number of documents, papers, pink slips and other essential
24 items to his business known as Road Dog Cycles were taken from his business premises.
25 Robert Holloway is the sole owner and a person aggrieved by this search and seizure and
26 had been deprived of his property and thus moves the District Court for an order that the
27 property be returned to him. It is further requested that the court receive evidence on any
28 issues necessary to the decision on the motion.

1 2. Robert Holloway has not been indicted and we thus request that the court
2 order that the original pink slips that were seized from his business be returned along with
3 the hand written ledgers and accounting documents which reflect previous sales to
4 customers. These documents are necessary to continue the operation of his business.

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6 Dated: March 27, 2008

/S/ Roger K. Vehrs
Roger K. Vehrs, attorney for
Robert Cliff Holloway III.

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