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8 UNITED STATES DISTRICT COURT  
9 DISTRICT OF ARIZONA

10 United States of America

11 Plaintiff,

12 v.

13 Kurt Holm,

14 Defendant.

Case No. 08-0255-03-PHX-GMS

**GOVERNMENT'S MOTION TO  
DISMISS KURT HOLM'S CASE  
WITHOUT PREJUDICE**

15 The United States, through counsel undersigned, respectfully moves this Court to dismiss  
16 the case against defendant Kurt Holm without prejudice.

17 Based upon recent witness interviews, the government finds that it would not be in the  
18 interests of justice to pursue criminal charges against Mr. Holm as they are currently set forth  
19 in the Indictment.

20 Therefore, the government requests that this Court dismiss Mr. Holm's case without  
21 prejudice.

22 The government has contacted Mr. Holm's attorney, Mr. Michael Ryan, and he does not  
23 object to the government's motion.

24 Respectfully submitted this 3rd day of November, 2009.

25 DENNIS K. BURKE  
United States Attorney  
District of Arizona

26 /s Raymond K. Woo

27 RAYMOND K. WOO  
28 Assistant U.S. Attorney

1 Certificate of Service

2 I hereby certify that on this date, I electronically transmitted the attached document to the Clerk's  
3 Office using the CM/ECF system for filing and transmittal of a Notice of Electronic Filing to  
the following CM/ECF registrants: Michael Ryan.

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