



U.S. Department of Justice

United States Attorney

Eastern District of Pennsylvania

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October 25, 2000

VIA HAND DELIVERY

Honorable Ronald L. Buckwalter
Judge, United States District Court
14614 United States Courthouse
601 Market Street
Philadelphia, PA 19106

Re: United States v. Alfonso DeLeo, Jr.
Civil Action No. 00-3887

Dear Judge Buckwalter:

This will confirm my advice this morning to your Deputy Clerk, Matthew Higgins, to the effect that the respondent Alfonso DeLeo, Jr., has located another authorized recipient to whom the gauges at issue in this matter will be transferred, thus making moot the issues raised in the Petition For Summary Enforcement of Administrative Order as to which a hearing had been scheduled for Monday, October 30, 2000 at 10:00 am.

Under these circumstances, a dismissal under Local Rule 41.1(b) will be appropriate and, by copy of this letter, I am so notifying respondent DeLeo.

Respectfully yours,

MICHAEL R. STILES
United States Attorney

Annetta Foster Givhan
Assistant United States Attorney

cc: Alfonso DeLeo, Jr. (w/encl.: Copy of Local Rule 41.1(b))
Charles E. Mullins, Esquire (w/encl.: Copy of Local Rule 41.1(b))

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LOCAL CIVIL RULES

RULE 41.1

Rule 41.1 Dismissal and Abandonment of Actions

(b) Whenever in any civil action counsel shall notify the Clerk or the judge to whom the action is assigned that the issues between the parties have been settled, the Clerk shall, upon order of the judge to whom the case is assigned, enter an order dismissing the action with prejudice, without costs, pursuant to the agreement of counsel. Any such order of dismissal may be vacated, modified, or stricken from the record, for cause shown, upon the application of any party served within ninety (90) days of the entry of such order of dismissal.