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UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF CALIFORNIA

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JOSEPH GERBER, an individual,
Plaintiff,
v.

NO. CIV. 07-0785 WBS JFM
ORDER OF RECUSAL

CITIGROUP, INC., a Delaware corporation, and CITIBANK (SOUTH DAKOTA) N.A., both d.b.a CITIBANK, N.A., CITIBANK S.D. N.A., CITIBANK, CITIBANK CORPORATION, CITIBANK USA, CITICORP CREDIT SERVICES, INC. (USA), CITICORP, CITI, CITICARD, CITICARDS, CITI CARDS/CBSDNA, UNIVERSAL CARD SERVICES CORP., UNIVERSAL CARD SERVICES, AT&T UNIVERSAL CARD SERVICES, AT&T UNIVERSAL CARD, AT&T UNIVERSAL CARD SERVICES CORP., UNIVERSAL CARD SERVICES /CBS/DNA, UNIVERSAL CARD/CBSDNA UNIVERSAL CARD, UNIVERSAL BANK and UNIVERSAL BANK, N.A.; UNITED COLLECTION BUREAU, INC., an Ohio corporation; TAMARA HENRY, an individual or the alias of an individual; HARRIS & ZIDE, a business organization of unknown form; FLINT C. ZIDE, an individual or the alias of an individual; ARTHUR W. SHWACHMAN, an individual or the alias of an individual; ROBERT LEE, an individual or the

1 alias of an individual; and CHRIS
2 SEKI, an individual or the alias
3 of an individual,

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5 Defendants.

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9 Although the disclosure statement of defendant Citibank
10 (South Dakota), N.A., filed pursuant to Federal Rule of Civil
11 Procedure 7.1., discloses that it "is a wholly owned subsidiary
12 of Citigroup Inc., a publicly held corporation" and that "[n]o
13 publicly held corporation owns ten percent or more of Citigroup
14 Inc.'s stock," it now appears to the undersigned judge that,
15 pursuant to the provisions of 28 U.S.C. § 455(b)(4), his
16 ownership of stock in American Telegraph & Telephone (AT&T)
17 disqualifies him from hearing this case.

18 IT IS THEREFORE ORDERED that the Clerk of the Court
19 reassign this case to another judge for all further proceedings,
20 making appropriate adjustments in the assignments of civil cases
21 to compensate for such reassignment.

22 IT IS FURTHER ORDERED that any previous orders issued
23 by the undersigned judge in this case are hereby VACATED and SET
24 ASIDE, and any dates previously set by the undersigned judge in
25 this case are hereby VACATED.

26 DATED: March 25, 2009

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WILLIAM B. SHUBB
UNITED STATES DISTRICT JUDGE