

UNITED STATES TAX COURT

WASHINGTON, DC 20217

RS

DANIEL RUSSELL BIERMAN, SR. &)
MITZI KAY BIBBER-BIERMAN,)

Petitioners)

v.)

COMMISSIONER OF INTERNAL REVENUE,)

Respondent)

Docket No. 4358-10.

ORDER

This case was called for trial during the November 5, 2012, Las Vegas, Nevada trial session. Both parties appeared and informed the Court that they have just reached a basis of settlement in this case. The Court then gave the parties through December 5, 2012, to submit signed settlement documents. On December 4, 2012, respondent filed a Motion To Extend Time With Which To Submit Decision. The Court, by order dated December 6, 2012, extended the due date through January 7, 2013. On January 10, 2013, Respondent's Status Report was filed. To date, respondent has not received the signed settlement document from petitioners. Petitioners have indicated to respondent that they may not be willing to sign the decision documents previously agreed to before trial. Respondent indicated in his status report that he is ordering a copy of the transcript and that he intends to file a motion for entry of decision. Premises considered, it is

ORDERED that the parties shall, on or before February 22, 2013, either submit the original signed settlement documents, or file status reports. The status reports shall indicate the then current status of the case and whether petitioners object to the proposed settlement documents and why.

**(Signed) Robert A. Wherry, Jr.
Judge**

Dated: Washington, D.C.
January 24, 2013

SERVED JAN 29 2013