

United States Court of Appeals
FOR THE EIGHTH CIRCUIT

No. 97-1758

Anthony M. Giaimo; Laura Giaimo,

Appellants,

v.

United States Government; Stanley
Matulewic,

Appellees.

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Appeal from the United States
District Court for the
Eastern District of Missouri.

[UNPUBLISHED]

Submitted: January 7, 1998

Filed: February 23, 1998

Before FAGG, BOWMAN, and MURPHY, Circuit Judges.

PER CURIAM.

Anthony and Laura Giaimo, husband and wife, appeal from the District Court's¹ adverse grant of summary judgment in their action to set aside the sale of their properties and to quiet title in their names. After the government seized and sold the Giaimos' properties to satisfy their outstanding federal income tax liability, the Giaimos brought this action, arguing they received deficient notice of the seizure and sale. This

¹The Honorable Carol E. Jackson, United States District Judge for the Eastern District of Missouri.

court reviews the District Court's grant of summary judgment de novo, see Thomas v. Gunter, 103 F.3d 700, 702 (8th Cir. 1997) (standard of review). After conducting such de novo review of the record, and after carefully reviewing the parties' briefs and considering the Giaimos' arguments, we agree with the District Court that, in the circumstances, the Giaimos received sufficient notice of the seizure and sale of their properties. We believe, as did the District Court, that the Giaimos should not be rewarded for their hostile and obstructive conduct. We therefore affirm the District Court's judgment. See 8th Cir. R. 47B.

A true copy.

Attest:

CLERK, U.S. COURT OF APPEALS, EIGHTH CIRCUIT.