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8 IN THE UNITED STATES DISTRICT COURT FOR THE  
 9 EASTERN DISTRICT OF CALIFORNIA

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11 UNITED STATES OF AMERICA,	)	1:08-CV-00297-OWW-GSA
12 Plaintiff,	)	<b>FINAL JUDGMENT OF FORFEITURE</b>
13 v.	)	
14 APPROXIMATELY \$7,302.00 IN U.S.	)	
15 CURRENCY,	)	
16 Defendant.	)	
17	)	

18 Pursuant to the Stipulation for Final Judgment of Forfeiture filed herein, the Court finds:

19 1. This is a civil forfeiture action against defendant approximately \$7,302.00 in U.S.  
 20 Currency (hereafter “defendant currency”).

21 2. A Verified Complaint for Forfeiture *In Rem* was filed on February 29, 2008, seeking  
 22 the forfeiture of the defendant currency, alleging said currency is subject to forfeiture to the United  
 23 States of America pursuant to 21 U.S.C. § 881(a)(6) because the defendant currency constitutes  
 24 moneys or other things of value furnished or intended to be furnished in exchange for a controlled  
 25 substance, all proceeds traceable to such an exchange and/or was used or intended to be used to  
 26 facilitate one or more violations of 21 U.S.C. § 841 *et seq.*

27 3. On March 5, 2008, in accordance with said Complaint, a Warrant for Arrest of  
 28 Articles *In Rem* for the defendant currency was issued and duly executed on March 10, 2008.

1           4.       On or about March 24, 2008, a Public Notice of Arrest of the defendant currency  
2 appeared by publication in the *Business Journal*, a newspaper of general circulation in the county  
3 in which the defendant currency was seized (Fresno County). The Declaration of Publication was  
4 filed with the Court on April 17, 2008.

5           5.       In addition to the Public Notice of Arrest having been completed, actual notice was  
6 personally served upon Bouavone Keomounpane and Chansamouth Phiachantharath. Claimant  
7 Bouavone Keomounpane filed a Claim on April 9, 2008, and filed an Answer to the Complaint on  
8 May 12, 2008. To date, no other parties have filed claims or answers in this matter, and the time for  
9 which any person or entity may file a claim and answer has expired.

10          6.       Claimant Bouavone Keomounpane represents and warrants that she is the sole owner  
11 of the defendant currency.

12               Based on the above findings, and the files and records of the Court, it is hereby

13               ORDERED AND ADJUDGED:

14          1.       The Court adopts the Stipulation for Final Judgment of Forfeiture entered into by and  
15 between the parties to this action.

16          2.       Judgment is hereby entered against Bouavone Keomounpane, Chansamouth  
17 Phiachantharath, and all other potential claimants who have not filed claims in this action.

18          3.       Upon entry of a Final Judgment of Forfeiture, the defendant approximately \$7,302.00  
19 in U.S. Currency, together with any interest that may have accrued on that amount, shall be forfeited  
20 to the United States pursuant to 21 U.S.C. § 881(a)(6), to be disposed of according to law.

21          4.       Plaintiff United States of America and its servants, agents, and employees, and all  
22 other public entities, their servants, agents, and employees, are released from any and all liability  
23 arising out of or in any way connected with the arrest, seizure, or forfeiture of the defendant  
24 currency. This is a full and final release applying to all unknown and unanticipated injuries, and/or  
25 damages arising out of said arrest, seizure, or forfeiture, as well as to those now known or disclosed.  
26 The parties waive the provisions of California Civil Code § 1542.

27          5.       There was reasonable cause for the seizure and arrest of the defendant currency, and  
28 the Court may enter a Certificate of Reasonable Cause pursuant to 28 U.S.C. § 2465.

