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

11	UNITED STATES OF AMERICA,)	1:09-CV-01390-LJO-SMS
12	Plaintiff,)	FINAL JUDGMENT OF FORFEITURE
13	v.)	
14	UNITED STATES OF AMERICA,)	
15	Plaintiff,)	
16	v.)	
17	APPROXIMATELY \$188,207.24 IN U.S.)	
18	CURRENCY SEIZED FROM WELLS)	
19	FARGO BANK ACCOUNT NO.)	
20	2012381455, HELD IN THE NAME OF)	
21	NOEL CASTILLO AND DENICE MARIE)	
22	HECTOR, and)	
23	APPROXIMATELY \$199,832.00 IN U.S.)	
24	CURRENCY SEIZED FROM BANK OF)	
	THE WEST SAFE DEPOSIT BOX NO.)	
	200608, HELD IN THE NAME OF)	
	DENICE MARIE HECTOR,)	
	Defendant.)	

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

26 1. This is a civil forfeiture action against defendant approximately \$188,207.24 in U.S.

27 Currency seized from Wells Fargo Bank Account No. 2012381455, held in the name of Noel Castillo

28 and Denice Marie Hector, and approximately \$199,832.00 in U.S. Currency seized from Bank of the

1 West Safe Deposit Box No. 200608, held in the name of Denice Marie Hector (hereafter “defendant
2 funds”).

3 2. A Verified Complaint for Forfeiture *In Rem* was filed on August 6, 2009, alleging that
4 said defendant funds are subject to forfeiture to the United States of America pursuant to 21 U.S.C.
5 § 881(a)(6).

6 3. On August 12, 2009, the Clerk issued a Warrant for Arrest for the defendant funds,
7 which was duly executed on August 20, 2009.

8 4. Beginning on August 22, 2009, for at least 30 consecutive days, the United States
9 published notice of this action on the official government forfeiture site www.forfeiture.gov. A
10 Declaration of Publication was filed on December 1, 2009.

11 5. In addition to public notice on the official internet government forfeiture site
12 www.forfeiture.gov, actual notice or attempted notice was given to the following individuals:

- 13 a. Noel Castillo
- 14 b. Denice Marie Hector

15 6. Claimants Noel Castillo and Denice Marie Hector state that they are the sole owners
16 of the defendant funds seized from the Wells Fargo bank account and have sole authority to enter
17 into this agreement. Claimant Denice Marie Hector states that she is the sole owner of the defendant
18 funds seized from the Bank of the West Safe Deposit Box and has authority to enter into this
19 agreement. Claimant Noel Castillo acknowledges that he has made no claim to the approximately
20 \$199,832.00 in U.S. Currency seized from Bank of the West Safe Deposit Box No. 200608, held in
21 the name of Denice Marie Hector, together with any interest that may have accrued on that amount,
22 and is not entitled to return on any of the seized currency from the Bank of the West Safe Deposit
23 Box.

24 7. No other parties have filed claims or answers in this matter, and the time for which
25 any person or entity may file a claim and answer has expired.

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

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1 ORDERED AND ADJUDGED:

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

4 2. That judgment is hereby entered against Claimants Noel Castillo, Denice Marie
5 Hector, and all other potential claimants who have not filed claims in this action.

6 3. Upon entry of a Final Judgment of Forfeiture herein, the defendant approximately
7 \$188,207.24 in U.S. Currency seized from Wells Fargo Bank Account No. 2012381455, held in the
8 name of Noel Castillo and Denice Marie Hector, together with any interest that may have accrued
9 on that amount, shall be forfeited to the United States pursuant to 21 U.S.C. § 881(a)(6), to be
10 disposed of according to law.

11 4. Within 45 days of entry of a Final Judgment of Forfeiture, \$72,000.00 of the
12 defendant \$199,832.00 in U.S. Currency seized from Bank of the West Safe Deposit Box No.
13 200608, held in the name of Denice Marie Hector, shall be divided equally with \$36,000.00 of the
14 \$72,000.00 being deposited into (1) the Denice Hector Trust for the Education of Diego Castillo; and
15 (2) the Denice Hector Trust for the Education of Manuel Castillo. This Court ORDERS that the
16 funds for the minor be placed in a blocked account for the minor's benefit in an appropriate financial
17 institution and that the minor's funds shall not be withdrawn until the minor reaches age 18 or as
18 otherwise ordered by this Court. Trustee Denice Marie Hector, or her counsel of record, shall have
19 the financial institution into which the funds are deposited sign a "Receipt of Depository," in an
20 appropriate pleading form, acknowledging the receipt of the funds and this Court order. Counsel
21 shall file the "Receipt of Depository" with the clerk of the Court. The remaining \$127,832.00 seized
22 from the Bank of the West Safe Deposit Box No. 200608, held in the name of Denice Marie Hector,
23 together with any interest that may have accrued on that amount, shall be forfeited to the United
24 States pursuant to 21 U.S.C. § 881(a)(6), to be disposed of according to law. Claimant Noel Castillo
25 acknowledges that he has made no claim to the approximately \$199,832.00 in U.S. Currency seized
26 from Bank of the West Safe Deposit Box No. 200608, held in the name of Denice Marie Hector,
27 together with any interest that may have accrued on that amount, and is not entitled to return on any
28 of the seized currency from the Bank of the West Safe Deposit Box.

