-EFB United States of America v. Real Property Located at 14021 Alcalde Grass Valley, California	-EFB Unit	ed States of Ame	ica v. Real Property	y Located at 14021	Alcalde Grass	s Valley, Californi
--	-----------	------------------	----------------------	--------------------	---------------	---------------------

BENJAMIN B. WAGNER 1 United States Attorney DAVID T. SHELLEDY 2 Assistant U.S. Attorney 501 I Street, Suite 10-100 3 Sacramento, CA 95814 Telephone: (916)554-2799 4 Attorneys for the United States 5 6 7 8 IN THE UNITED STATES DISTRICT COURT 9 FOR THE EASTERN DISTRICT OF CALIFORNIA 10 UNITED STATES OF AMERICA, ) 2:11-CV-00239-MCE-EFB 11 Plaintiff, FINDINGS AND RECOMMENDATIONS 12 13 v. 14 REAL PROPERTY LOCATED AT 14021 ALCALDE EXTENSION, GRASS VALLEY, CALIFORNIA, NEVADA COUNTY, 15 APN NO: 53-180-29, INCLUDING ALL APPURTENANCES AND 16 IMPROVEMENTS THERETO, 17 Defendant. 18 19 This matter came before the Honorable Judge Edmund F. 20 Brennan on plaintiff United States' ex parte motion for default 21 judgment. There was no appearance by or on behalf of any other 22 person or entity claiming an interest in the defendant real 23 property to oppose plaintiff's motion. Based on plaintiff's 24 motion and the files and records of the court, THE COURT FINDS as 25 follows: This action arose out of a Verified Complaint for 26 1. 27 Forfeiture In Rem filed January 26, 2011. 28 ////

2. Plaintiff United States of America has moved this Court,
 pursuant to Local Rule 540, for entry of default judgment of
 forfeiture against potential claimant Josh Ruppert.

3. The Clerk entered default against potential claimant5 Josh Ruppert on March 29, 2011.

4. Plaintiff has shown that a complaint for forfeiture was filed; that potential claimant Josh Ruppert received notice of the forfeiture action; that any and all other unknown potential claimants have been served by publication; and that grounds exist for entry of a final judgment of forfeiture.

6

7

8

9

10

11

24

25

26

27

28

Therefore, IT IS RECOMMENDED as follows:

That plaintiff's motion for default judgment and final
 judgment of forfeiture be granted;

14 2. That a judgment by default be entered against any right,
15 title, or interest of potential claimant Josh Ruppert in the
16 defendant real property;

3. That a final judgment be entered, forfeiting all right,
title, and interest in the defendant real property to the United
States of America, to be disposed of according to law.

4. That the Default Judgment and Final Judgment of
 Forfeiture lodged herein be signed by the Honorable Morrison C.
 England, Jr. and filed by the Clerk of the Court.

23 Dated: May 5, 2011.

Riema

EDMUND F. BRENNAN UNITED STATES MAGISTRATE JUDGE