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12 UNITED STATES DISTRICT COURT
 13 FOR THE CENTRAL DISTRICT OF CALIFORNIA
 14 WESTERN DIVISION

15 UNITED STATES OF AMERICA,)	NO. CV 08-3398 JFW (FMOx)
)	
16 Plaintiff,)	
)	CONSENT JUDGMENT FORFEITING
17 v.)	INTERESTS OF MARVIN A. LAZAR
)	IN THE DEFENDANT ASSETS
18 \$521,151.15 IN BANK ACCOUNT)	
FUNDS AND \$156,164.00 IN UNITED))	
19 STATES CURRENCY,)	
)	
20 Defendants.)	
)	
21 YESHIVA IMREI JOSEF, MACHNE SVA))	
ROTZOHN, CENTRAL RABBINICAL)	
22 SEMINARY, MARVIN A. LAZAR, AND)	
YOSEF NACHUM NAIMAN,)	
23)	
Claimants.)	
24)	

25 The Court having reviewed the stipulation of plaintiff
 26 United States of America and Claimant Marvin A. Lazar, IT IS
 27 HEREBY ORDERED AS FOLLOWS:

28 1. On May 22, 2008, plaintiff United States of America

1 commenced this judicial forfeiture action by filing a Complaint
2 alleging that the defendants \$521,151.15 in Bank Account Funds
3 and \$156,164.00 in United States Currency (collectively,
4 "defendant funds") are forfeitable to the United States pursuant
5 to 18 U.S.C. §§ 981(a)(1)(A), 981(a)(1)(C), and 984. Yeshiva
6 Imrei Josef, Machne Sva Rotzohn, and Central Rabbinical Seminary
7 ("the SPINKA entities") have claimed to have interests in the
8 defendant \$521,151.15 in Bank Account Funds. Marvin A. Lazar has
9 filed a claim to \$146,164.00 of the defendant \$156,164.00 in
10 United States Currency and Yosef Nachum Naiman has filed a claim
11 to the remaining \$10,000.00 of that defendant.

12 2. Plaintiff has notified other potential claimants of this
13 action pursuant to Supplemental Rule G for Admiralty or Maritime
14 Claims and Asset Forfeiture Actions, Federal Rules of Civil
15 Procedure. Notice of forfeiture of the defendant funds was
16 published three times (on June 26, July 3, and July 10, 2008) in
17 accordance with Supplemental Rule G(4)(a)(iv)(C). Apart from the
18 claimants identified in paragraph 1 above, no claims or answers
19 have been filed to contest the forfeiture of the defendant funds,
20 and the time for filing claims and answers has expired. All
21 potential claimants to the defendants other than Yeshiva Imrei
22 Josef, Machne Sva Rotzohn, Central Rabbinical Seminary, Marvin A.
23 Lazar, and Yosef Nachum Naiman are deemed to have admitted the
24 allegations of the complaint.

25 3. It is the intent of the United States and claimant
26 Lazar to resolve all of their competing claims to the defendant
27 funds by their accompanying Stipulation and this Order. The
28 Stipulation and this Order are part of a package of agreements

1 entered into in the matter United States v. Naftali Tzi Weisz, et
2 al., 06-775 JFW, including binding plea agreements entered into
3 pursuant to Federal Rule of Criminal Procedure 11(c)(1)(C). In
4 the criminal case, the court has agreed to be bound by the plea
5 agreements.

6 4. This Court has jurisdiction over the subject matter of
7 the present action and over the parties to the accompanying
8 stipulation.

9 5. The Complaint states a claim for relief against the
10 defendant funds.

11 6. All right, title, and interest of Marvin A. Lazar in
12 the \$146,164.00 to which he has filed a claim is hereby condemned
13 and forfeited to the United States of America. The United States
14 Marshals Service shall dispose of such \$146,164.00 portion of the
15 defendant \$156,164.00 in United States Currency in accordance
16 with law and in consultation with the seizing agency.

17 7. Except as to such rights and obligations created by
18 their Stipulation, Lazar has agreed to release and hold harmless
19 the United States, and any agents, servants, and employees of the
20 United States (or any state or local law enforcement agency),
21 including without limitation the Federal Bureau of Investigation
22 and the Internal Revenue Service, acting in their individual or
23 official capacities, from all claims, actions or proceedings,
24 including, but not limited to, any claim for attorney's fees
25 and/or costs, or interest, which may hereafter be asserted or
26 brought by him or on his behalf which are related to or arise out
27 of the present action.

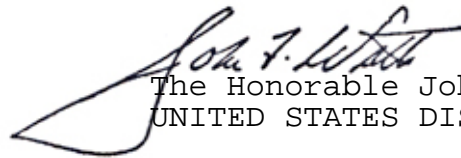
28 8. All of the signatories to the stipulation shall

1 execute all documentation necessary to carry out their
2 stipulation and this Consent Judgment. Each party shall bear its
3 own costs of litigation and attorney's fees. Each party waives
4 its right to appeal. The Court's entry of this Consent Judgment
5 constitutes a certificate of reasonable cause pursuant to 28
6 U.S.C. § 2465(a)(2).

7 9. The Court retains jurisdiction over this case and the
8 parties hereto to effectuate the terms of the parties'
9 Stipulation and this Consent Judgment. There being no just
10 reason for delay, the clerk is directed to enter this Order
11 pursuant to Rule 54(b) of the Federal Rules of Civil Procedure,
12 which constitutes a final judgment as to the interests of Marvin
13 A. Lazar and all other potential claimants in \$146,164.00 of the
14 defendant \$156,164.00 in United States Currency.

15 **IT IS SO ORDERED.**

16 DATED: January 21, 2010____



The Honorable John F. Walter
UNITED STATES DISTRICT JUDGE

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18 cc: Fiscal, USM