

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28

ANDRÉ BIROTTE, JR.
United States Attorney
LEON W. WEIDMAN
Assistant United States Attorney
Chief, Civil Division
JONATHAN B. KLINCK
Assistant United States Attorney
California State Bar No. 119926
Federal Building, Suite 7516
300 North Los Angeles Street
Los Angeles, California 90012
Telephone: (213) 894-8561
Facsimile: (213) 894-7819
Email: Jon.Klinck@usdoj.gov

JUSTIN A. OKUN
Trial Attorney
California State Bar No. 230954
WENDY LYNN
Trial Attorney
U.S. Department of Justice
Environment & Natural Resources Div.
P.O. Box 7611 – Ben Franklin Station
Washington, D. C. 20044
Telephone: (202) 305-0467
Facsimile: (202) 305-0398
Email: Justin.Okun@usdoj.gov

Attorneys for Plaintiff
United States of America

UNITED STATES DISTRICT COURT
CENTRAL DISTRICT OF CALIFORNIA

UNITED STATES OF AMERICA,)
)
Plaintiff,)
)
v.)
)
2.52 ACRES OF LAND, MORE OR LESS,)
SITUATE IN SAN BERNARDINO)
COUNTY, STATE OF CALIFORNIA;)
AND TONY LOPEZ AND MARIA C.)
LOPEZ, HUSBAND AND WIFE, AS)
JOINT TENANTS, SAN BERNARDINO)
COUNTY TAX COLLECTOR AND)

Case No. CV 12-4327-GW(OPx)

**FINAL JUDGMENT
REGARDING TITLE
AND JUST COMPENSATION**

JS-6

1 SAN BERNARDINO DEPARTMENT OF)
CHILD SUPPORT SERVICES, et al.,)
2)
3 Defendants.)

4
5
6 **FINAL JUDGMENT DETERMINING**
7 **TITLE AND JUST COMPENSATION**

8 This case is before the court for entry of final judgment pursuant to the Order Regarding
9 Title and Just compensation (ECF No. 31) and the court finds as follows:

10 1. The estate acquired in the subject property, as more particularly described in the
11 complaint and declaration of taking filed in this action on May 18, 2012 is fee simple.

12 2. The uses for which the property was taken are public uses, as described in the
13 complaint and declaration of taking.

14 3. On May 30, 2012, title to the subject property, as described more particularly in the
15 complaint and declaration of taking vested in the United States of America upon the filing of the
16 aforementioned declaration of taking and the deposit of estimated just compensation in the total
17 amount of \$1,800.00 into the registry of this court. Simultaneously, the right to just
18 compensation for the same was immediately vested in the parties entitled thereto.
19

20 4. That the owners of the property are Tony Lopez and Maria C. Lopez.

21 5. That all parties interested directly or indirectly in the property have been properly
22 served with process or by notice of publication – Tony Lopez and Maria C. Lopez by publication
23 in the San Bernardino County Sun on December 21 and 28, 2012 and January 4, 2013.

24 Additionally, the County of San Bernardino filed a disclaimer on July 20, 2012 along with the
25 County Child Support Services on January 7, 2013.
26
27
28

1 6. The sum of \$2,300.00 as found by this court at a hearing on June 10, 2013 is just
2 compensation for the taking of 2.52 acres of land condemned in this case, and this sum
3 constitutes full satisfaction of any and all claims of whatsoever nature against the United States
4 of America by reason of the institution and prosecution of this action and the taking of said
5 property.
6

7 7. That plaintiff has deposited the total sum of \$1,800.00 in the registry of this court.
8 Plaintiff shall further deposit \$500 in just compensation and \$1.05 in interest due for a total of
9 \$501.05 within 60 days of the entry of this order. See Ex. 1, Calculation of Interest.
10

11 It is therefore by the Court, ORDERED, ADJUDGED AND DECREED that

12 The sum of \$2301.05 is the full, fair and just compensation for the taking by plaintiff of
13 said property. That in accordance with Title 28 U.S.C. § 2042, said sum shall remain deposited
14 in the registry of the court for a period of five (5) years, after which, if unclaimed shall be
15 deposited into the Treasury in the name and credit of the United States. Any claimant entitled to
16 such money, may, on petition to this court and upon notice of the United States and full proof to
17 the right thereto, obtain an order directing payment to them.
18

19
20 Dated: June 17, 2013



21
22 GEORGE H. WU
23 United States District Judge
24
25
26
27
28