

E-FILED 2/12/18

JS-6

UNITED STATES DISTRICT COURT  
FOR THE CENTRAL DISTRICT OF CALIFORNIA  
WESTERN DIVISION

UNITED STATES OF AMERICA,

Plaintiff,

vs.

\$129,380.00 IN U.S. CURRENCY.

Defendant.

) NO. CV 16-9397-PSG (GJSx)

) ~~[PROPOSED]~~ CONSENT JUDGMENT OF  
) FORFEITURE

Plaintiff and Claimant Rayshawn Darnell Reed ("Claimant") have made a stipulated request for the entry of this Consent Judgment, resolving this action in its entirety. The defendant currency was seized from Claimant, and he asserts an interest in the defendant currency and has filed a claim and answer to the complaint. No other claims or answers were filed, and the time for filing claims and answers has expired.

1           The Court, having considered the stipulation of the  
2 parties, and good cause appearing therefor, **HEREBY ORDERS**

3 **ADJUDGES AND DECREES:**

4           1.     The government has given and published notice of this  
5 action as required by law, including Rule G of the Supplemental  
6 Rules for Admiralty or Maritime Claims and Asset Forfeiture  
7 Actions, Federal Rules of Civil Procedure, and the Local Rules  
8 of this Court. Claimant has filed a claim and answer to contest  
9 the forfeiture of the defendant currency. No other claims were  
10 filed, and the time for filing claims and answers has expired.  
11 This Court has jurisdiction over the parties to this judgment  
12 and the defendant currency. Any potential claimants to the  
13 defendant currency other than Claimant are deemed to have  
14 admitted the allegations of the complaint with respect to the  
15 defendant currency.

16           2.     The following defendant currency shall be returned to  
17 Claimant as follows:

18                 a.     \$64,690.00, without interest.

19           The United States shall return the above-listed currency in  
20 Paragraph 2 not later than 45 days after (a) the court enters  
21 this Consent Judgment and (b) Claimant provides to the  
22 government the bank routing and personal identifiers needed to  
23 effect a wire transfer of any returned funds, whichever is  
24 later. If the United States elects to make the payment by  
25 check, the check will be payable to "Gurovich, Berk &  
26 Associates, Attorney Client Trust Account," and mailed to  
27 Rayshawn Darnell Reed, in care of his attorney, Elon Berk, Esq.  
28 at Gurovich, Berk & Associates APC, 15250 Ventura Blvd.,

1 Suite 1220, Sherman Oaks, CA 91403. If the United States elects  
2 to make the payment by wire transfer, the funds will be wire  
3 transferred to "Gurovich, Berk & Associates Attorney Client  
4 Trust Account."

5 3. The following currency shall be forfeited to the United  
6 States, and no other right, title or interest shall exist  
7 therein. The Government shall dispose of the following  
8 according to law:

9 a. \$64,690.00.

10 4. Claimant has agreed to release the United States of  
11 America, its agencies, agents, and officers, including employees  
12 and agents of the Drug Enforcement Administration, as well as  
13 all agents, officers, employees and representatives of any state  
14 or local government or law enforcement agency involved in the  
15 investigation or prosecution of this matter, from any and all  
16 claims, actions or liabilities arising out of or related to the  
17 seizure and retention of the defendant currency and/or the  
18 commencement of this civil forfeiture action, including, without  
19 limitation, any claim for attorneys' fees, costs or interest  
20 which may be asserted on behalf of Claimant against the United  
21 States, whether pursuant to 28 U.S.C. § 2465 or otherwise.  
22 Claimant has waived any rights he may have to seek remission or  
23 mitigation of the forfeiture.

24 5. The court finds that there was reasonable cause for the  
25 seizure of the defendant currency and the institution of this  
26 action as to the defendant currency. This judgment constitutes  
27 a certificate of reasonable cause pursuant to 28 U.S.C. § 2465  
28 as to the defendant currency.

1           6. Each of the parties shall bear its own fees and costs  
2 in connection with the seizure, retention and return of the  
3 defendant currency.

4  
5 DATED: 02/09, 2018

**PHILIP S. GUTIERREZ**

THE HONORABLE PHILIP S. GUTIERREZ  
UNITED STATES DISTRICT JUDGE

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8 Prepared by:

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