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JS-6

UNITED STATES DISTRICT COURT  
FOR THE CENTRAL DISTRICT OF CALIFORNIA

UNITED STATES OF AMERICA,	}	NO. EDCV 17-1127 JLS (SPx)
Plaintiff,	}	
v.	}	CONSENT JUDGMENT OF
\$152,163.00 IN U.S. CURRENCY,	}	FORFEITURE
Defendant.	}	
<hr/>		
ROSA MACHADO AND BRIAN	}	
PARRA,	}	
Claimants.	}	

Plaintiff and Claimants Rosa Machado (“Machado”) and Brian Parra (“Parra”) have made a stipulated request for the entry of this Consent Judgment, resolving this action in its entirety.

The Court, having considered the stipulation of the parties, and good cause appearing therefor, **HEREBY ORDERS, ADJUDGES AND DECREES:**

1. This Court has jurisdiction over the parties and the subject matter of this action.

1           2.     The government has given and published notice of this action as  
2 required by law, including Supplemental Rule G for Admiralty or Maritime Claims  
3 and Asset Forfeiture Actions, Federal Rules of Civil Procedure, and the Local  
4 Rules of this Court. All potential claimants to the defendant \$152,163.00 in U.S.  
5 Currency (“defendant currency”) other than Machado and Parra are deemed to  
6 have admitted the allegations of the Complaint.<sup>1</sup> The allegations set out in the  
7 Complaint are sufficient to establish a basis for forfeiture.

8           3.     \$60,000.00 00 in of the \$131,700.00 portion of the defendant funds,  
9 without interest, shall be returned to Machado through her counsel. The United  
10 States Marshals Service shall release said funds by wire transfer to Machado’s  
11 counsel, who shall provide the information necessary to make the wire transfer  
12 (including bank account and routing information) forthwith. Machado and her  
13 attorney shall provide any and all information, including personal identifiers,  
14 needed to process the return of these funds according to federal law. The United  
15 States Marshals Service shall make the transfer within 60 days of the entry of this  
16 judgment or its receipt of the necessary information, whichever is later.

17           4.     Parra’s claim to the \$20,463.00 portion of the defendant currency is  
18 withdrawn.<sup>2</sup>

19           5.     The government shall have judgment as to the remaining \$92,163.00  
20 in U.S. currency, and no other right, title or interest shall exist therein. The  
21 government shall dispose of the forfeited funds according to law.

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23           <sup>1</sup> The defendant currency is a combination of \$131,700.00 in U.S. currency  
24 seized on July 28, 2016 and \$20,463.00 in U.S. Currency July 20, 2016.

25           <sup>2</sup> Parra filed a claim of interest as to \$20,553.00 in U.S. currency contesting  
26 the forfeiture of the currency seized on July 20, 2016. At the time of seizure, the  
27 total amount of the July 20 currency was believed to be \$20,653.00. A later count  
28 revealed \$190 in counterfeit bills, leaving a total of \$20,463.00, the amount stated  
in the Verified Complaint for Forfeiture.

1           6.     Machado and Parra have agreed to release the United States of  
2 America, its agencies, agents, and officers, including employees and agents of the  
3 Drug Enforcement Administration, from any and all claims, actions or liabilities  
4 arising out of or related to the seizure and retention of the defendant currency  
5 and/or the commencement of this civil forfeiture action, including, without  
6 limitation, any claim for attorneys' fees or costs which may be asserted on behalf  
7 of Claimant against the United States, whether pursuant to 28 U.S.C. § 2465 or  
8 otherwise. If Machado and/or Parra submitted a petition for remission to the  
9 defendant currency in any proceedings, Machado and Parra hereby stipulate to  
10 withdraw the petition, and waive any rights they may have to seek remission or  
11 mitigation of the forfeiture of the defendant currency.

12           7.     The Court finds that there was reasonable cause for the seizure of the  
13 defendant currency and the institution of this action. This consent judgment shall  
14 be construed as a certificate of reasonable cause pursuant to 28 U.S.C. § 2465.

15           8.     Each of the parties shall bear its own fees and costs in connection with  
16 the seizure, retention and return of the defendant currency.

17           **IT IS SO ORDERED.**

18           DATED: December 07, 2017



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20           \_\_\_\_\_  
21           THE HONORABLE JOSEPHINE L. STATON  
22           UNITED STATES DISTRICT JUDGE  
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