

1 THOMAS P. O'BRIEN
 United States Attorney
 2 CHRISTINE C. EWELL
 Assistant United States Attorney
 3 Chief, Criminal Division
 STEVEN R. WELK
 4 Assistant United States Attorney
 Chief, Asset Forfeiture Section
 5 FRANK D. KORTUM
 Assistant United States Attorney
 6 Asset Forfeiture Section
 California Bar No. 110984
 7 United States Courthouse
 312 N. Spring Street, Suite 1400
 8 Los Angeles, California 90012
 Telephone: (213) 894-5710
 9 Facsimile: (213) 894-7177
 Email: frank.kortum@usdoj.gov

JS - 6

10 Attorneys for Plaintiff
 11 United States of America

12 UNITED STATES DISTRICT COURT
 13 FOR THE CENTRAL DISTRICT OF CALIFORNIA
 14 SOUTHERN DIVISION
 15

16 UNITED STATES OF AMERICA,)	NO. SACV 08-534-JVS (MLGx)
)	
17 Plaintiff,)	
)	
18 v.)	CONSENT JUDGMENT
)	
19 ONE 2006 LAND ROVER RANGE)	
ROVER, et al.,)	[NOTICE OF LODGING LODGED
)	CONCURRENTLY HEREWITH]
20)	
21 Defendants.)	
)	
22)	
THONG QUOC TRAN,)	
)	
23 Claimant.)	
24)	

25 //
 26 //
 27 //
 28

1 On May 12, 2008, plaintiff United States of America
2 ("plaintiff" or the "government") filed a Complaint for Forfeiture
3 against the defendant properties as follows: One 2006 Land Rover
4 Range Rover (the "2006 Range Rover") and \$20,178.59 in bank
5 account funds (the "defendant funds") (collectively the
6 "defendant properties"). The government alleged that the
7 defendant properties were subject to forfeiture pursuant to 18
8 U.S.C. §§ 981(a)(1)(A) and (a)(1)(C).

9 Claimant Thong Quoc Tran has not filed a claim or an answer.
10 No other claims, statements of interest, or answers have been
11 filed, and the time for filing claims, statements, and answers has
12 expired.

13 The government and claimant have agreed to settle this
14 forfeiture action and to avoid further litigation.

15 The Court having been duly advised of and having considered
16 the matter, and based upon the consent of plaintiff and claimant,

17 IT IS HEREBY ORDERED, ADJUDGED, AND DECREED:

18 1. This Court has jurisdiction over this action pursuant to
19 28 U.S.C. §§ 1345 and 1355.

20 2. The Complaint for Forfeiture states a claim for relief
21 pursuant to 18 U.S.C. §§ 981(a)(1)(A) and (a)(1)(C).

22 3. Notice of this action has been given as required by law.
23 Claimant is relieved of his duty to file a claim and answer in
24 this action. The Court deems that all other potential claimants
25 admit the allegations of the Complaint for Forfeiture to be true.

26 //

27 //

28 //

1 4. Claimant agrees to forfeiture as set out below. A
2 judgment of forfeiture is hereby entered in favor of the United
3 States, which shall dispose of the following defendant properties
4 in accordance with the law:

5 (A) The 2006 Range Rover is hereby forfeited to the
6 United States of America, and no other right, title, or
7 interest shall exist therein.

8 (B) The defendant funds plus all accrued interest are
9 hereby forfeited to the United States of America, and no
10 other right, title, or interest shall exist therein.

11 5. Claimant will execute further documents, to the extent
12 necessary, to convey clear title to the defendant properties
13 and to further implement the terms of this Consent Judgment.

14 6. Claimant waives the redacting and sealing requirements
15 of L.R. 79-5.4.

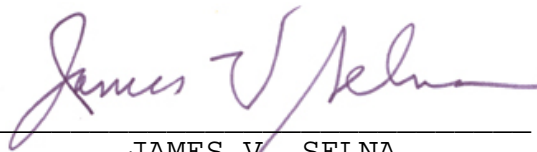
16 7. Claimant hereby releases the United States of America,
17 its agencies, officers, and employees, including employees of the
18 Federal Bureau of Investigation, and local law enforcement
19 agencies, their agents, officers, and employees, from any and all
20 claims, actions, or liabilities arising out of or related to this
21 action, including, without limitation, any claim for attorneys'
22 fees, costs, or interest on behalf of claimants, whether pursuant
23 to 28 U.S.C. § 2465 or otherwise.

24 8. The Court finds that there was reasonable cause for the
25 institution of these proceedings against the defendant properties.
26 This judgment shall be construed as a certificate of reasonable
27 cause pursuant to 28 U.S.C. § 2465.

28 //

1 9. The Court further finds that claimant did not
2 substantially prevail in this action, and the parties shall bear
3 their own attorneys' fees and other costs of litigation.

4 DATED: December 8, 2008

5 
6 _____
7 JAMES V. SELNA
8 UNITED STATES DISTRICT JUDGE

9 CONSENT

10 The government and claimants consent to judgment and waive
11 any right to appeal.

12 DATED: December ____, 2008

13 THOMAS P. O'BRIEN
14 United States Attorney
15 CHRISTINE C. EWELL
16 Assistant United States Attorney
17 Chief, Criminal Division
18 STEVEN R. WELK
19 Assistant United States Attorney
20 Chief, Asset Forfeiture Section

21 _____
22 FRANK D. KORTUM
23 Assistant United States Attorney
24 Attorneys for Plaintiff
25 United States of America

26 DATED: December ____, 2008

27 JOEL LEVINE, APC

28 _____
 JOEL LEVINE
 Attorney for Claimant
 Thong Quoc Tran