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10 Attorneys for Plaintiff
 United States of America

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

15 UNITED STATES OF AMERICA,

16 Plaintiff,

17 vs.

18 \$4,931.23 IN BANK ACCOUNT)
 19 FUND FROM GOLDEN STATE BANK)
 20 ACCOUNT NUMBER '2059, ET AL.,)

21 Defendant.

22 _____)
 23 TODD TUCKER, DAWN TUCKER,)
 CAIR MEDICAL, INC., REHAB)
 24 FITNESS, INC., AND A TO Z)
 SOLUTIONS, INC.)

25 Claimants.
 26 _____)

) Case No.: SACV 15-00426-DOC(RNBx)

) **PARTIAL CONSENT JUDGMENT AS TO**
) **TODD TUCKER AND DAWN TUCKER [23]**

) **[NOTE: THIS ORDER RESOLVES THE**
) **CLAIM FOR ONE DEFENDANT ASSET,**
) **BUT IS NOT DISPOSITIVE OF THE**
) **CASE IN ITS ENTIRETY]**

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1 Plaintiff and Claimants T. Tucker and D. Tucker have made a
2 stipulated request for the entry of this partial consent
3 judgment of forfeiture resolving the interest of T. Tucker and
4 D. Tucker in the defendant asset, One 2005 BMW, VIN:
5 WBABD33445JY99036 ("BMW") registered to T. Tucker and D. Tucker,
6 by ordering the return of the BMW to T. Tucker and D. Tucker.
7 Claimants T. Tucker and D. Tucker filed a Verified Claim for the
8 BMW on April 10, 2015.

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

11 **ADJUDGES AND DECREES:**

12 1. The government has given and published notice of this
13 action as required by law, including Supplemental Rule G for
14 Admiralty or Maritime Claims and Asset Forfeiture Actions,
15 Federal Rules of Civil Procedure, and the Local Rules of this
16 Court. No claims or answers have been filed to contest the
17 forfeiture of the defendant asset by anyone other than T. Tucker
18 and D. Tucker and the time for filing claims and answers has
19 expired. This Court has jurisdiction over the parties to this
20 judgment and the defendant BMW described herein. Any potential
21 claimants to the defendant asset described herein other than T.
22 Tucker and D. Tucker are deemed to have admitted the allegations
23 of the complaint for forfeiture with respect to this asset.

24 2. The government shall make the necessary arrangements
25 with the United States Marshal Service to have the BMW returned
26 to claimants T. Tucker and D. Tucker.

27 3. T. Tucker and D. Tucker release and hold harmless the
28 United States of America, its agencies, agents, and officers,

1 including employees and agents of the Federal Bureau of
2 Investigation ("FBI"), and state and local government and law
3 enforcement, from any and all claims, actions or liabilities
4 arising out of or related to the seizure and retention of the
5 defendant asset and/or this civil forfeiture action, including,
6 without limitation, any claim for attorneys' fees, costs or
7 interest which may be asserted on behalf of T. Tucker and D.
8 Tucker against the United States, whether pursuant to 28 U.S.C.
9 § 2465 or otherwise.

10 4. The parties have stipulated and agreed and the Court
11 hereby finds, that there was reasonable cause for the seizure of
12 the defendant asset and the institution of this action. This
13 judgment shall be construed as a certificate of reasonable cause
14 pursuant to 28 U.S.C. § 2465.

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1 5. Each of the parties to this partial consent judgment
2 shall bear its own fees and costs associated with this action.

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4 Dated: August 24, 2015

David O. Carter

UNITED STATES DISTRICT JUDGE

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6 Presented by:

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9 LAWRENCE S. MIDDLETON
Assistant United States Attorney
10 Chief, Criminal Division
11 STEVEN R. WELK
Assistant United States Attorney
12 Chief, Asset Forfeiture Section

13
14 _____ /s/
FRANK D. KORTUM
15 Assistant United States Attorney
16 Attorney for Plaintiff