

1 LAWRENCE G. BROWN  
 United States Attorney  
 2 DEANNA L. MARTINEZ  
 Assistant United States Attorney  
 3 United States Courthouse  
 2500 Tulare Street, Suite 4401  
 4 Fresno, California 93721  
 Telephone: (559) 497-4000  
 5 Facsimile: (559) 497-4099

6 Attorneys for Plaintiff

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8 IN THE UNITED STATES DISTRICT COURT FOR THE  
 9 EASTERN DISTRICT OF CALIFORNIA

10

11 UNITED STATES OF AMERICA,	)	1:03-CV-06340-OWW-SMS
12 Plaintiff,	)	<b>FINAL JUDGMENT OF FORFEITURE</b>
13 v.	)	
14 APPROXIMATELY \$178,000.00 IN U.S.	)	
15 CURRENCY;	)	
16 APPROXIMATELY \$87,987.00 IN U.S.	)	
17 CURRENCY;	)	
18 \$20,000.00 IN TRAVELERS EXPRESS	)	
19 MONEY ORDERS;	)	
20 \$57,360.72 SEIZED FROM BANK OF	)	
21 THE SIERRA ACCOUNT NO. 082249867;	)	
22 \$63,372.00 SEIZED FROM BANK OF	)	
23 THE WEST ACCOUNT NO. 705022531;	)	
24 and,	)	
25 \$23,469.66 SEIZED FROM BANK OF	)	
26 THE WEST ACCOUNT NO. 705022531,	)	
27 Defendants.	)	

25 Pursuant to the Stipulation for Final Judgment of Forfeiture filed herein, the Court finds:

26 1. This is a civil forfeiture action against defendants approximately \$178,000.00 in U.S.

27 Currency; approximately \$87,987.00 in U.S. Currency; \$20,000.00 in Travelers Express Money

28 Orders; \$57,360.72 seized from Bank of the Sierra Account No. 082249867; \$63,372.00 seized from

1 Bank of the West Account No. 705022531; and \$23,469.66 seized from Bank of the West Account  
2 No. 705022531 (hereafter “defendant funds”).

3 2. A Verified Complaint for Forfeiture *In Rem* was filed on September 29, 2003, seeking  
4 the forfeiture of the defendant funds, alleging said funds were subject to forfeiture to the United  
5 States of America pursuant to 18 U.S.C. § 981(a)(1)(C) because the defendant funds constitute or  
6 are derived from proceeds traceable to an offense constituting specified unlawful activity as defined  
7 in 18 U.S.C. § 1956(c)(7), including 18 U.S.C. § 1028 (identity theft), 18 U.S.C. § 1341 (mail fraud),  
8 and 18 U.S.C. § 1343 (wire fraud), or a conspiracy to commit such offenses. 3. O n  
9 September 29, 2003, in accordance with said Complaint, Summons and Warrants of Arrest for the  
10 defendant funds were issued and duly executed on January 22 and 26, 2004.

11 4. On or about February 6, 2004, a Public Notice of Arrest of the defendant funds  
12 appeared by publication in *The Business Journal*, a newspaper of general circulation in the county  
13 in which the defendant funds were seized (Fresno County). The Proof of Publication was filed with  
14 the court on March 15, 2004.

15 5. In addition to the Public Notice of Arrest having been completed, actual notice was  
16 personally served upon Meisa Rashid, Salameh Rashid, and Shoukrie Rashid and notice was sent  
17 to Bank of the Sierra.

18 6. On November 19, 2003, Bank of the Sierra filed an Amended Answer to the  
19 Complaint. On December 9, 2003, Plaintiff filed a Motion to Dismiss Claim and Answer of  
20 Unsecured Creditor Due to Lack of Standing or in the Alternative for Summary Judgment against  
21 Bank of the Sierra. On December 12, 2003, Meisa Rashid, Salameh Rashid, and Shoukrie Rashid  
22 filed their Claims and Answer. On January 27, 2004, the Court entered an Order granting Plaintiff’s  
23 Motion to Dismiss Claim and Answer of Unsecured Creditor Due to Lack of Standing or in the  
24 Alternative for Summary Judgment against Bank of the Sierra.

25 7. To date, no other parties have filed claims or answers in this matter, and the time for  
26 which any person or entity may file a claim and answer has expired.

27 8. The United States’ allegations are set forth in its Verified Complaint for Forfeiture  
28 *In Rem* filed September 29, 2003.

1           9.       On or about September 30, 2004, a Federal Grand Jury in the Eastern District of  
2 California charged Salameh Mohammad Rashid with violations of 18 U.S.C. § 1956(h) and 18  
3 U.S.C. § 922(g)(1) in a Superseding Indictment in *U.S. v. Salameh Mohammad Rashid, et al.*, 1:03-  
4 CR-05220-OWW. On March 12, 2007, Salameh Mohammad Rashid pled guilty to a violation of  
5 18 U.S.C. § 1956(h) - Conspiracy to Launder Money and he was sentenced on June 18, 2007.

6           Based on the above findings, and the files and records of the Court, it is hereby  
7 ORDERED AND ADJUDGED:

8           1.       The Court adopts the Stipulation for Final Judgment of Forfeiture entered into by and  
9 between the parties to this action.

10          2.       Judgment is hereby entered against claimants Meisa Rashid, Salameh Rashid,  
11 Shoukrie Rashid, and all other potential claimants who have not filed claims in this action.

12          3.       Upon entry of this Final Judgment of Forfeiture, the defendants approximately  
13 \$178,000.00 in U.S. Currency; \$67,987.00 of the defendant approximately \$87,987.00 in U.S.  
14 Currency; \$20,000.00 in Travelers Express Money Orders; \$57,360.72 seized from Bank of the  
15 Sierra Account No. 082249867; \$63,372.00 seized from Bank of the West Account No. 705022531;  
16 and, \$23,469.66 seized from Bank of the West Account No. 705022531, together with any interest  
17 that may have accrued on the total of each amount, seized on or about April 23 and 25, 2003, shall  
18 be forfeited to the United States pursuant to 18 U.S.C. § 981(a)(1)(C), to be disposed of according  
19 to law.

20          4.       Upon entry of this Final Judgment of Forfeiture herein, but no later than 45 days  
21 thereafter, \$20,000.00 of the approximately \$87,987.00 in U.S. Currency shall be returned to  
22 Claimants Meisa Rashid and Shoukrie Rashid through their attorney Anthony P. Capozzi, 1233 West  
23 Shaw Avenue, Suite 102, Fresno, California 93711.

24          5.       That Plaintiff United States of America and its servants, agents, and employees, and  
25 all other public entities, their servants, agents, and employees are released from any and all liability  
26 arising out of or in any way connected with the arrest, seizure, or forfeiture of the defendant funds.  
27 This is a full and final release applying to all unknown and unanticipated injuries, and/or damages  
28 arising out of said arrest, seizure, or forfeiture, as well as to those now known or disclosed. The

1 parties waive the provisions of California Civil Code § 1542.

2 6. Pursuant to the stipulation of the parties, and allegations set forth in the Verified  
3 Complaint for Forfeiture *In Rem* filed September 29, 2003, the Court finds that there was reasonable  
4 cause for the seizure and arrest of the defendant funds, and a Certificate of Reasonable Cause  
5 pursuant to 28 U.S.C. § 2465 shall be entered accordingly.

6 7. That all parties shall bear their own costs and attorneys' fees.

7 SO ORDERED THIS 23rd day of September, 2009.

8  
9 /s/ OLIVER W. WANGER  
10 OLIVER W. WANGER  
11 United States District Judge

12 CERTIFICATE OF REASONABLE CAUSE

13 Pursuant to the Stipulation for Final Judgment of Forfeiture filed herein, and the allegations  
14 set forth in the Verified Complaint for Forfeiture *In Rem* filed September 29, 2003, the Court enters  
15 this Certificate of Reasonable Cause pursuant to 28 U.S.C. § 2465, that there was reasonable cause  
16 for the seizure of the defendant funds.

17 Dated: September 23, 2009

18 /s/ OLIVER W. WANGER  
19 OLIVER W. WANGER  
20 United States District Judge