

1 McGREGOR W. SCOTT  
 United States Attorney  
 2 KRISTI C. KAPETAN  
 Assistant U.S. Attorney  
 3 3654 Federal Building  
 1130 O Street  
 4 Fresno, California 93721  
 Telephone: (559) 498-7440  
 5

6  
 7  
 8 IN THE UNITED STATES DISTRICT COURT FOR THE  
 9 EASTERN DISTRICT OF CALIFORNIA

10 UNITED STATES OF AMERICA,  
 11 Plaintiff,  
 12 v.  
 13 APPROXIMATELY \$6,752.25 IN  
 14 U.S. CURRENCY,  
 15 Defendant.

1:06-CV-00021-OWW-LJO  
 APPLICATION AND ORDER  
 FOR PUBLICATION

16 The United States of America, plaintiff herein, applies for an order of publication as follows:

- 17 1. Rule C(4) of the Supplemental Rules for Certain Admiralty and Maritime Claims  
 18 provides that the plaintiff shall cause public notice of the action and arrest to be given in a newspaper  
 19 of general circulation in the district, designated by order of the Court;
- 20 2. Local Rule 83-171, Eastern District of California, provides that the Court shall  
 21 designate by order the appropriate newspaper for publication;
- 22 3. The defendant property was seized in Fresno County, Clovis, California;
- 23 4. Plaintiff proposes that publication be made as follows:
  - 24 a. One publication;
  - 25 b. In the following newspaper, a legal newspaper of general circulation, located  
 26 in the county in which the defendant property was seized: Fresno Business Journal;
  - 27 c. The publication to include the following:
    - 28 (1) The Court, title and number of the action;

1 (2) The date of the arrest/seizure;  
2 (3) The identity and/or description of the property arrested/seized;  
3 (4) The name, address and telephone number of the attorney for the  
4 plaintiff;

5 (5) A statement that claims of persons entitled to possession or claiming  
6 an interest pursuant to Supplemental Rule C(6) of the Federal Rules of Admiralty must be filed with  
7 the Clerk and served on the attorney for the plaintiff within 30 days after the date of publication;

8 (6) A statement that answers to the complaint must be filed and served  
9 within 20 days after the filing of the claim and, in the absence thereof, default may be entered and  
10 condemnation ordered;

11 (7) A statement that applications for intervention under Fed. R. Civ. P. 24 by  
12 persons claiming maritime liens or other interests shall be filed within the 30 days allowed for claims  
13 for possession; and

14 (8) The name, address, and telephone number of the U.S. Marshal and/or  
15 Department of Treasury.

16

17 DATED: 1/5/06

McGREGOR W. SCOTT  
United States Attorney

18

19

/s/ Kristi C. Kapetan  
KRISTI C. KAPETAN  
Assistant U.S. Attorney

20

21

**ORDER**

22

23 IT IS SO ORDERED.

24 **Dated: January 10, 2006**  
66h44d

/s/ Lawrence J. O'Neill  
UNITED STATES MAGISTRATE JUDGE

25

26

27

28