

1 McGREGOR W. SCOTT
 United States Attorney
 2 STEPHANIE HAMILTON BORCHERS
 Assistant United States Attorney
 3 Federal Courthouse
 2500 Tulare Street, Ste. 4401
 4 Fresno, CA 93721
 Telephone: (559) 497-4000
 5
 6
 7

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

10

11 UNITED STATES OF AMERICA,)	
)	1:06-CV-00620-OWW-LJO
12 Plaintiff,)	
v.)	APPLICATION AND ORDER
)	FOR PUBLICATION
13 2002 MERCEDES-BENZ C320,)	
14 LICENSE NO. 5TOP844,)	
VIN: WDBRF64J32F178527, and)	
15 APPROXIMATELY \$1,528.00 IN)	
16 U.S. CURRENCY,)	
)	
17 Defendants.)	
_____)	

18

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

21 1. Rule C(4) of the Supplemental Rules for Certain
 22 Admiralty and Maritime Claims provides that the plaintiff shall
 23 cause public notice of the action and arrest to be given in a
 24 newspaper of general circulation in the district, designated by
 25 order of the Court;

26 2. Local Rule 83-171, Eastern District of California,
 27 provides that the Court shall designate by order the appropriate
 28 newspaper for publication;

1 3. The defendant assets were seized in Fresno County,
2 Fresno, California;

3 4. Plaintiff proposes that publication be made as follows:

4 a. One publication;

5 b. In the following newspaper, a legal newspaper of
6 general circulation, located in the county in which the defendant
7 assets were seized: Fresno Business Journal;

8 c. The publication to include the following:

9 (1) The Court, title and number of the action;

10 (2) The date of the arrest/seizure;

11 (3) The identity and/or description of the assets
12 arrested/seized;

13 (4) The name, address and telephone number of the
14 attorney for the plaintiff;

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

20 (6) A statement that answers to the complaint
21 must be filed and served within 20 days after the filing of the
22 claims and, in the absence thereof, default may be entered and
23 condemnation ordered;

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

28 ///

1 (8) The name, address, and telephone number of
2 the Bureau of Alcohol, Tobacco, Firearms and Explosives.

3 Dated: 5/19/06

McGREGOR W. SCOTT
United States Attorney

4
5
6 /s/ Stephanie Hamilton Borchers
STEPHANIE HAMILTON BORCHERS
Assistant U.S. Attorney

7
8
9 **ORDER**

10 IT IS SO ORDERED.

11 Dated: May 23, 2006
12 66h44d

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