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

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11 UNITED STATES OF AMERICA,)	1:07-CV-01492-OWW-DLB
)	
12 Plaintiff,)	FINAL JUDGMENT OF FORFEITURE
)	
13 v.)	
)	
14 APPROXIMATELY \$493,215.00 IN U.S.)	
15 CURRENCY,)	
)	
16 Defendant.)	

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

18 1. This is a civil forfeiture action against approximately \$493,215.00 in U.S. Currency
 19 (hereafter "defendant currency") seized on August 30, 2006 in Delano, California.

20 2. A Verified Complaint for Forfeiture *In Rem* was filed on October 11, 2007, seeking
 21 the forfeiture of the defendant currency, alleging said currency is subject to forfeiture to the United
 22 States of America pursuant to 21 U.S.C. § 881(a)(6) because the defendant currency constitutes
 23 moneys or other things of value furnished or intended to be furnished in exchange for a controlled
 24 substance or listed chemical, all proceeds traceable to such an exchange and/or was used or intended
 25 to be used to facilitate one or more violations of 21 U.S.C. § 841 *et seq.*

26 3. On October 15, 2007, in accordance with said Complaint, a Warrant for Arrest of
 27 Articles *In Rem* for the defendant currency was issued and duly executed on October 16, 2007.

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1 4. On or about December 7, 2007, a Public Notice of Arrest and Seizure of the defendant
2 currency appeared by publication in the Daily Report, a newspaper of general circulation in the
3 county in which the defendant currency was seized (Kern County). The Proof of Publication was
4 filed with the Court on February 5, 2008.

5 5. In addition to the Public Notice of Arrest having been completed, actual notice was
6 personally served upon Frank Hoang Van Lam and Kevin Tunghoang Lam. To date, neither have
7 filed a claim or answer in this case.

8 6. No other parties have filed claims or answers in this matter, and the time for which
9 any person or entity may file a claim and answer has expired.

10 Based on the above findings, and the files and records of the Court, it is hereby

11 ORDERED AND ADJUDGED:

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

14 2. That judgment is hereby entered against potential claimants Frank Hoang Van Lam,
15 Kevin Tunghoang Lam, and all other potential claimants who have not filed claims in this action.

16 3. The defendant approximately \$493,215.00 in U.S. Currency, plus any interest that
17 may have accrued, shall be forfeited to the United States pursuant to 21 U.S.C. § 881(a)(6), to be
18 disposed of according to law.

19 4. Potential Claimants Frank Hoang Van Lam and Kevin Tunhoang Lam waive any and
20 all claim or right to interest that may have accrued on the defendant currency, or any portion thereof,
21 seized on or about August 30, 2006.

22 5. Plaintiff United States of America and its servants, agents, and employees, and all
23 other public entities, their servants, agents, and employees, are released from any and all liability
24 arising out of or in any way connected with the arrest, seizure, or forfeiture of the defendant
25 currency. This is a full and final release applying to all unknown and unanticipated injuries, and/or
26 damages arising out of said arrest, seizure, or forfeiture, as well as to those now known or disclosed.
27 The parties waive the provisions of California Civil Code § 1542.

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