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

11 UNITED STATES OF AMERICA,	)	1:07-CV-01587-AWI-GSA
12 Plaintiff,	)	
13 v.	)	<b>APPLICATION AND ORDER FOR</b>
14 APPROXIMATELY \$3,199.20 IN U.S.	)	<b>PUBLICATION</b>
15 CURRENCY and,	)	
16 APPROXIMATELY \$230.61 IN U.S.	)	
17 CURRENCY,	)	
18 Defendants.	)	

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

- 21 1. Rule G(4) of the Supplemental Rules for Admiralty or Maritime Claims and Asset  
 22 Forfeiture Actions (hereafter "Supplemental Rules") provides that the Plaintiff shall cause public notice  
 23 of the action and arrest to be given in a newspaper of general circulation, designated by order of the  
 24 Court;
- 25 2. Local Rule 83-171, Eastern District of California, provides that the Court shall designate  
 26 by order the appropriate newspaper for publication;
- 27 3. The defendants Approximately \$3,199.20 in U.S. Currency and Approximately \$230.61  
 28 in U.S. Currency (hereafter collectively "defendant currency") were seized in the city of Bakersfield, in

1 Kern County, California. The Federal Bureau of Investigation ("FBI") published notice of the  
2 nonjudicial forfeiture of the defendant currency on October 20, 27, and November 3, 2006, in the Wall  
3 Street Journal.

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

5 a. One publication;

6 b. In the following newspaper, a legal newspaper of general circulation, located in  
7 the county in which the defendant currency were seized: Daily Report;

8 c. The publication is 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 property arrested/seized;

12 (4) The name, address, and telephone number of the attorney for the Plaintiff;

13 (5) A statement that claims of persons entitled to possession or claiming an  
14 interest pursuant to Supplemental Rule G(5) must be filed with the Clerk and served on the attorney for  
15 the Plaintiff within 30 days after the date of publication;

16 (6) A statement that answers to the Complaint or a motion under Rule 12 of  
17 the Federal Rules of Civil Procedure ("Fed. R. Civ. P.") must be filed and served within 20 days after  
18 the filing of the claims and, in the absence thereof, default may be entered and condemnation ordered;

19 (7) A statement that applications for intervention under Fed. R. Civ. P., Rule  
20 24 by persons claiming maritime liens or other interests shall be filed within the 30 days allowed for  
21 claims for possession; and

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

Department of Treasury.

Dated: Nov. 6, 2007

McGREGOR W. SCOTT  
United States Attorney

/s/ Stephanie Hamilton Borchers  
STEPHANIE HAMILTON BORCHERS  
Assistant United States Attorney

**ORDER**

IT IS SO ORDERED.

Dated: November 7, 2007

/s/ Gary S. Austin  
UNITED STATES MAGISTRATE JUDGE