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

11 UNITED STATES OF AMERICA,	)	1:09-CV-00648-AWI-GSA
	)	
12 Plaintiff,	)	<b>FINAL JUDGMENT OF FORFEITURE</b>
	)	
13 v.	)	
	)	
14 APPROXIMATELY \$179,298.00 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 defendant approximately \$179,298.00 in U.S.  
 19 Currency (hereafter “defendant currency”).

20 2. A Verified Complaint for Forfeiture *In Rem* was filed on April 9, 2009, alleging that  
 21 said defendant currency is subject to forfeiture to the United States of America pursuant to 21 U.S.C.  
 22 § 881(a)(6).

23 3. On April 29, 2009, the Clerk issued a Warrant for Arrest for the defendant currency,  
 24 which was duly executed on May 4, 2009.

25 4. Beginning on May 19, 2009, for at least 30 consecutive days, the United States  
 26 published notice of this action on the official government forfeiture site [www.forfeiture.gov](http://www.forfeiture.gov). A  
 27 Declaration of Publication was filed on July 6, 2009.

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1           5.     In addition to public notice on the official internet government forfeiture site  
2 [www.forfeiture.gov](http://www.forfeiture.gov), actual notice or attempted notice was given to the following individuals:

3           a. Clarence Pickens

4           b. Chantearly Sao

5           6.     Claimant Clarence Pickens filed a claim to this action. No other parties have filed  
6 claims or answers in this matter, and the time for which any person or entity may file a claim and  
7 answer has expired.

8           7.     The Clerk of the Court entered a Clerk's Certificate of Entry of Default against  
9 Chantearly Sao on February 11, 2011. Pursuant to Local Rule 540, the United States and claimant  
10 Clarence Pickens thus join in a request that as part of this Final Judgment of Forfeiture in this case  
11 the Court enter a default judgment against the interest, if any, of Chantearly Sao.

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

13           ORDERED AND ADJUDGED:

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

16           2.     Judgment is hereby entered against Clarence Pickens, Chantearly Sao, and all other  
17 potential claimants who have not filed claims in this action.

18           3.     Upon entry of a Final Judgment of Forfeiture herein, \$100,000.00 of the  
19 approximately \$179,298.00 in U.S. Currency, together with any interest that may have accrued on  
20 that amount, shall be forfeited to the United States pursuant to 21 U.S.C. § 881(a)(6), to be disposed  
21 of according to law.

22           4.     Upon entry of a Final Judgment of Forfeiture herein, but no later than 45 days  
23 thereafter, \$79,298.00 of the approximately \$179,298.00 in U.S. Currency, together with any interest  
24 that may have accrued on that amount, shall be returned to claimant Clarence Pickens through his  
25 attorney Anthony J. Feldstein at 140 Geary Street, 7<sup>th</sup> Floor, San Francisco, CA 94108.

26           5.     Plaintiff United States of America and its servants, agents, and employees, and all  
27 other public entities, their servants, agents, and employees, are hereby released from any and all  
28 liability arising out of or in any way connected with the arrest, seizure, or forfeiture of the defendant

1 currency. This is a full and final release applying to all unknown and unanticipated injuries, and/or  
2 damages arising out of said arrest, seizure, or forfeiture, as well as to those now known or disclosed.

3 The parties to this stipulation agree to waive the provisions of California Civil Code § 1542.

4 6. There was reasonable cause for the seizure and arrest of the defendant currency and  
5 that the Court may enter a Certificate of Reasonable Cause pursuant to 28 U.S.C. § 2465.

6 7. All parties are to bear their own costs and attorneys' fees.

7 8. The Court shall maintain jurisdiction to enforce the terms of the Final Judgment of  
8 Forfeiture.

9 9. There are no other terms or conditions other than those specified herein.

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11 CERTIFICATE OF REASONABLE CAUSE

12 Based upon the allegations set forth in the Complaint for Forfeiture *In Rem* filed April 9,  
13 2009, and the Stipulation for Final Judgment of Forfeiture filed herein, the Court enters this  
14 Certificate of Reasonable Cause pursuant to 28 U.S.C. § 2465, that there was reasonable cause for  
15 seizure of the defendant currency.

16  
17 IT IS SO ORDERED.

18 Dated: March 25, 2011

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21 CHIEF UNITED STATES DISTRICT JUDGE  
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