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

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11 UNITED STATES OF AMERICA,)	1:09-CV-01305-OWW-DLB
)	
12 Plaintiff,)	APPLICATION AND ORDER FOR
)	PUBLICATION
13 v.)	
)	
14 2001 PETERBILT 387 TRUCK,)	
CALIFORNIA LICENSE NO. UP50369,)	
15)	
)	
16 Defendant.)	
17)	

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

- 20 1. Rule G(4) of the Supplemental Rules for Admiralty or Maritime Claims and Asset
 21 Forfeiture Actions (hereafter "Supplemental Rules") provides that the Plaintiff shall cause public
 22 notice of the action and arrest to be given in a newspaper of general circulation or on the official
 23 internet government forfeiture site;
- 24 2. Local Rule 83-171, Eastern District of California, provides that the Court shall
 25 designate by order the appropriate newspaper or other vehicle for publication;
- 26 3. The defendant 2001 Peterbilt 387 Truck, California License No. UP50369,
 27 (hereafter "defendant vehicle") was seized in the city of Fresno, California, and is in the custody
 28 of the U.S. Marshals Service, Eastern District of California. The Drug Enforcement

1 Administration ("DEA") published notice of the nonjudicial forfeiture of the defendant vehicle
2 on April 6, 13, and 20, 2009, in the *Wall Street Journal*.

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

4 a. One publication;

5 b. Thirty (30) consecutive days;

6 c. On the official internet government forfeiture site www.forfeiture.gov;

7 d. The publication is to include the following:

8 (1) The Court and case number of the action;

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

10 (3) The identity and/or description of the property arrested/seized;

11 (4) The name and address of the attorney for the Plaintiff;

12 (5) A statement that claims of persons entitled to possession or

13 claiming an interest pursuant to Supplemental Rule G(5) must be filed with the Court and served
14 on the attorney for the Plaintiff no later than 60 days after the first day of publication on the
15 official internet government forfeiture site; and

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

20 Dated: July 28, 2009

LAWRENCE G. BROWN
Acting United States Attorney

21
22 /s/ Deanna L. Martinez
DEANNA L. MARTINEZ
23 Assistant United States Attorney

24 ORDER

25
26 IT IS SO ORDERED.

27 Dated: July 29, 2009

28 /s/ Oliver W. Wanger
UNITED STATES DISTRICT JUDGE