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

10

11 UNITED STATES OF AMERICA,)	1:09-cv-01349-LJO-GSA
)	
12 Plaintiff,)	APPLICATION AND ORDER FOR
)	PUBLICATION
13 v.)	
)	
14 APPROXIMATELY \$9,500.00 IN U.S.)	
CURRENCY,)	
)	
15 Defendant.)	
)	

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

19 1. Rule G(4) of the Supplemental Rules for Admiralty or Maritime Claims and Asset
 20 Forfeiture Actions (hereafter "Supplemental Rules") provides that the Plaintiff shall cause public
 21 notice of the action to be given in a newspaper of general circulation or on the official internet
 22 government forfeiture site;

23 2. Local Rule 83-171, Eastern District of California, provides that the Court shall
 24 designate by order the appropriate newspaper or other vehicle for publication;

25 3. The defendant approximately \$9,500.00 in U.S. Currency (hereafter "defendant
 26 currency") was seized in the city of Fresno, Fresno County, California. The Drug Enforcement
 27 Administration published notice of the non-judicial forfeiture of the defendant currency on April 13,
 28 20, and 27, 2009, in the *Wall Street Journal*.

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

2 a. One publication;

3 b. Thirty (30) consecutive days;

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

5 d. The publication is to include the following:

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

7 (2) The date of the seizure/posting;

8 (3) The identity and/or description of the property seized/posted;

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

10 (5) A statement that claims of persons entitled to possession or claiming
11 an interest pursuant to Supplemental Rule G(5) must be filed with the Court and served on the
12 attorney for the Plaintiff no later than 60 days after the first day of publication on the official internet
13 government forfeiture site; and

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

18 Dated: July 31, 2009

LAWRENCE G. BROWN
United States Attorney

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

22
23 **ORDER**

24 IT IS SO ORDERED.

25 **Dated: August 4, 2009**

/s/ Gary S. Austin
UNITED STATES MAGISTRATE JUDGE