



1 foreclosed, on March 29, 2010, at 10:00 a.m. in Courtroom 3 on  
2 the Seventh Floor.

3 IV. Summary of Pleadings.

4 1. This is an *in rem* civil forfeiture action. In its  
5 Verified Complaint for Forfeiture *In Rem*, the government alleges  
6 that the Defendant in this action is described as Approximately  
7 \$18,289.25 in U.S. Currency seized from Wells Fargo Bank Account  
8 Number 6656258958, held in the name of Wong Corporation dba W.  
9 Food and Liquor, (hereafter "Defendant funds") and are subject to  
10 forfeiture to the United States pursuant to 18 U.S.C. § 984 and  
11 31 U.S.C. § 5317(c) (2) for violations of 31 U.S.C. § 5324(a) (1)  
12 and 31 U.S.C. § 5324(a) (3).

13 2. On October 16, 2009, the Defendant funds were arrested  
14 pursuant to the Warrant for Arrest of Articles *In Rem* issued by  
15 the United States District Court Clerk. The action was published  
16 beginning October 23, 2009, on the official government website  
17 [www.forfeiture.gov](http://www.forfeiture.gov) pursuant to the Order of Publication filed  
18 October 22, 2009. The Declaration of Publication was filed on  
19 December 1, 2009.

20 3. On November 3, 2009, copies of the Complaint,  
21 Application and Order for Publication, Warrant for Arrest, Order  
22 Setting Mandatory Scheduling Conference, Standing Order in All  
23 Civil Cases Assigned to U.S. District Judge Wanger, Notice of  
24 Availability of Magistrate Judge, Notice of Availability of  
25 Voluntary Dispute Resolution, and letter dated October 14, 2009,  
26 were personally served upon Allan Wong. On November 17, 2009,  
27 Allan Wong filed an Answer/Objection to the Complaint.

28 4. As of the date of the filing of this report, no other

1 potential claimants have filed claims or answers, or otherwise  
2 appeared in this action.

3 5. On February 12, 2010, the government mailed out a  
4 proposed Joint Scheduling Report to Allan Wong. As of today's  
5 date, the government has yet to receive any communication from  
6 Mr. Wong and cannot predict his participation at the February 25,  
7 2010, Scheduling Conference.

8 V. Orders Re Amendments To Pleadings.

9 1. The parties do not anticipate amending the pleadings at  
10 this time.

11 VI. Factual Summary.

12 A. Admitted Facts Which Are Deemed Proven Without Further  
13 Proceedings.

14 1. It is uncontested that the Defendant funds were  
15 seized on or about May 28, 2009.

16 B. Contested Facts.

17 1. Plaintiff contends the facts are as alleged in its  
18 Verified Complaint.

19 VII. Legal Issues.

20 A. Uncontested.

21 1. Jurisdiction exists under 28 U.S.C. §§ 1334 and  
22 1355 and 21 U.S.C. § 881.

23 2. Venue is proper under 28 U.S.C. § 1395.

24 3. The applicable law is the law of the United  
25 States.

26 B. Contested.

27 1. All remaining legal issues are disputed.

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1 VIII. Consent to Magistrate Judge Jurisdiction.

2 1. The parties have not consented to transfer the  
3 case to the Magistrate Judge for all purposes, including trial.

4 IX. Corporate Identification Statement.

5 1. Any nongovernmental corporate party to any action in  
6 this court shall file a statement identifying all its parent  
7 corporations and listing any entity that owns 10% or more of the  
8 party's equity securities. A party shall file the statement with  
9 its initial pleading filed in this court and shall supplement the  
10 statement within a reasonable time of any change in the  
11 information.

12 X. Further Scheduling Conference.

13 1. No party has appeared to assert a claim with the  
14 exception of the Wong interests. In the event that Mr. Wong  
15 shows cause and the case continues, a further Scheduling  
16 Conference shall be held March 29, 2010. In the event that the  
17 Wong interests fail to show cause, the government is instructed  
18 to make application for request to enter default and to proceed  
19 to judgment in this matter.

20  
21 IT IS SO ORDERED.

22 Dated: February 25, 2010

/s/ Oliver W. Wanger  
UNITED STATES DISTRICT JUDGE