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

10

11 UNITED STATES OF AMERICA,
 12 Plaintiff,

13 v.

14 THE CONTENTS OF WASHINGTON
 MUTUAL INVESTMENTS, INC.
 15 ACCOUNT NO. W98001759, HELD IN
 THE NAME OF GAENEY MARIE
 16 WILLMORE,
 17 Defendant.

) 1:09-MC-00024-LJO

)
)
) **STIPULATION AND ORDER EXTENDING**
) **THE UNITED STATES' TIME TO FILE A**
) **COMPLAINT FOR FORFEITURE AND/OR**
) **TO OBTAIN AN INDICTMENT ALLEGING**
) **FORFEITURE**

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19 It is hereby stipulated by and between the United States of America and Claimant Gaeney
 20 Marie Willmore (hereafter "Claimant"), by and through her respective attorney, as follows:

21 1. On or about January 16, 2009, Claimant filed a claim, in the administrative forfeiture
 22 proceeding, with the Drug Enforcement Administration with respect to the contents of Washington
 23 Mutual Investments, Inc. Account No. W98001759, held in the name of Gaeney Marie Willmore
 24 (hereafter "investment account"), which was seized on or about October 28, 2008.

25 2. The Drug Enforcement Administration has sent the written notice of intent to forfeit
 26 required by 18 U.S.C. § 983(a)(1)(A) to all known interested parties. The time has expired for any
 27 person to file a claim to the currency under 18 U.S.C. § 983(a)(2)(A)-(E), and no person other than
 28

1 the Claimant has filed a claim to the investment account as required by law in the administrative
2 forfeiture proceeding.

3 3. Under 18 U.S.C. § 983(a)(3)(A), the United States is required to file a complaint for
4 forfeiture against the investment account and/or to obtain an indictment alleging that the investment
5 account is subject to forfeiture within 90 days after a claim has been filed in the administrative
6 forfeiture proceedings, unless the court extends the deadline for good cause shown or by agreement
7 of the parties.

8 4. As provided in 18 U.S.C. § 983(a)(3)(A), the parties wish by agreement to extend to
9 June 15, 2009, the time in which the United States is required to file a civil complaint for forfeiture
10 against the investment account and/or to obtain an indictment alleging that the investment account
11 is subject to forfeiture.

12 5. Accordingly, the parties agree that the deadline by which the United States shall be
13 required to file a complaint for forfeiture against the investment account and/or to obtain an
14 indictment alleging that the investment account is subject to forfeiture shall be extended to June 15,
15 2009.

16 Dated: April 8, 2009

LAWRENCE G. BROWN
Acting United States Attorney

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

20
21 Dated: April 13, 2009

/s/ Eric H. Schweitzer
ERIC H. SCHWEITZER
22 Attorney for Claimant Gaeney Marie Willmore
23 (Original signature retained by attorney)

24 **IT IS SO ORDERED.**

25
26 IT IS SO ORDERED.

27 **Dated: April 20, 2009**

/s/ Gary S. Austin
28 UNITED STATES MAGISTRATE JUDGE