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 United States of America  
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8 IN THE UNITED STATES DISTRICT COURT  
 9 FOR THE EASTERN DISTRICT OF CALIFORNIA  
 10

11 UNITED STATES OF AMERICA,	)	1:10-CV-00787-AWI-GSA
	)	
12 Plaintiff,	)	<b>APPLICATION AND ORDER FOR</b>
	)	<b>PUBLICATION</b>
13 v.	)	
	)	
14 APPROXIMATELY \$10,923.00 IN	)	
15 U.S. CURRENCY,	)	
	)	
16 Defendant.	)	

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

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

25 2. Local Rule 171, Eastern District of California, provides  
 26 that the Court shall designate by order the appropriate newspaper  
 27 or other vehicle for publication;

28 3. The defendant Approximately \$10,923.00 in U.S. Currency

1 (hereafter "defendant currency") was seized in the city of  
2 Modesto, in Stanislaus County, California. The Drug Enforcement  
3 Administration ("DEA") published notice of the non-judicial  
4 forfeiture of the defendant currency on February 1, 8, and 15,  
5 2010, in *The Wall Street Journal*.

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

7 a. One publication;

8 b. Thirty (30) consecutive days;

9 c. On the official internet government forfeiture  
10 site [www.forfeiture.gov](http://www.forfeiture.gov);

11 d. The publication is to include the following:

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

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

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

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

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

24 (6) A statement that answers to the Complaint or  
25 a motion under Rule 12 of the Federal Rules of Civil Procedure  
26 ("Fed. R. Civ. P.") must be filed and served within 21 days after

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1 the filing of the claims and, in the absence thereof, default may  
2 be entered and condemnation ordered.

3 Dated: May 4, 2010

BENJAMIN B. WAGNER  
United States Attorney

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/s/ Kristin S. Door  
Kristin S. DOOR  
Assistant U.S. Attorney

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**ORDER**

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IT IS SO ORDERED.

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**Dated: May 6, 2010**

/s/ Gary S. Austin  
UNITED STATES MAGISTRATE JUDGE

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