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

UNITED STATES OF AMERICA,) 1:10-CV-00957-AWI-GSA
Plaintiff,) **APPLICATION AND ORDER FOR
v.) PUBLICATION**
APPROXIMATELY \$8,700.00 IN U.S.)
CURRENCY,)
Defendant.)

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

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

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

3. The defendant approximately \$8,700.00 in U.S. Currency (hereafter "defendant currency") was seized in the city of Farmersville, Tulare County, California. The Drug Enforcement Administration published notice of the non-judicial forfeiture of the defendant currency on February 16, 23, and March 2, 2010, in the *Wall Street Journal*.

4. Plaintiff proposes that publication be made as follows:

- a. One publication;
- b. Thirty (30) consecutive days;
- c. On the official internet government forfeiture site www.forfeiture.gov;
- d. The publication is to include the following:
 - (1) The Court and case number of the action;
 - (2) The date of the seizure/posting;
 - (3) The identity and/or description of the property seized/posted;
 - (4) The name and address of the attorney for the Plaintiff;
 - (5) A statement that claims of persons entitled to possession or claiming

rsuant to Supplemental Rule G(5) must be filed with the Court and served on the
e Plaintiff no later than 60 days after the first day of publication on the official internet
orfeiture site; and

- (6) A statement that answers to the Complaint or a motion under Rule 12

Rules of Civil Procedure ("Fed. R. Civ. P.") must be filed and served within 21 days
of the claims and, in the absence thereof, default may be entered and condemnation

Dated: May 27, 2010

BENJAMIN B. WAGNER
United States Attorney

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

ORDER

IT IS SO ORDERED.

Dated: June 16, 2010

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