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6 Attorneys for Plaintiff

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

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11 UNITED STATES OF AMERICA, ) 1:10-CV-01356-AWI-SKO  
 12 Plaintiff, ) **APPLICATION AND ORDER FOR**  
 13 v. ) **PUBLICATION**

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15 APPROXIMATELY \$14,180.33 IN U.S. )  
 CURRENCY SEIZED FROM WELLS )  
 16 FARGO BANK ACCOUNT NO. )  
 586583378, HELD IN THE NAME OF )  
 17 YONG TAE KIM, and )  
 18 APPROXIMATELY \$5,945.59 IN U.S. )  
 CURRENCY SEIZED FROM WELLS )  
 19 FARGO BANK ACCOUNT NO. )  
 2628728095, HELD IN THE NAME OF )  
 20 YONG TAE KIM, )  
 Defendants. )

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

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

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

3           3.       The defendants approximately \$14,180.33 in U.S. Currency seized from Wells  
4 Fargo Bank Account No. 586583378, held in the name of Yong Tae Kim and approximately  
5 \$5,945.59 in U.S. Currency seized from Wells Fargo Bank Account No. 2628728095, held in the  
6 name of Yong Tae Kim (hereafter “defendant funds”) were seized in the city of Fresno, Fresno  
7 County, California, and are in the custody of the U.S. Marshals Service, Eastern District of  
8 California. The Drug Enforcement Administration published notice of the nonjudicial forfeiture  
9 of the defendant funds on April 26, May 3, 10, and 17, 2010, in the *Wall Street Journal*.

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

11           a.       One publication;

12           b.       Thirty (30) consecutive days;

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

14           d.       The publication is to include the following:

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

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

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

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

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

23                   (6)     A statement that answers to the Complaint or a motion under Rule  
24 12 of the Federal Rules of Civil Procedure ("Fed. R. Civ. P.") must be filed and served within 21  
25 days after the filing of the claims and, in the absence thereof, default may be entered and

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1 condemnation ordered.

2 Dated: August 4, 2010

BENJAMIN B. WAGNER  
United States Attorney

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

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IT IS SO ORDERED.

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Dated: August 5, 2010

/s/ Sheila K. Oberto  
UNITED STATES MAGISTRATE JUDGE

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