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7  
 8 IN THE UNITED STATES DISTRICT COURT FOR THE  
 9 EASTERN DISTRICT OF CALIFORNIA  
 10

11 UNITED STATES OF AMERICA,	)	1:11-CV-01000-OWW-GSA
12 Plaintiff,	)	<b>APPLICATION AND ORDER FOR PUBLICATION</b>
13 v.	)	
14 APPROXIMATELY \$6,822.00 IN U.S. CURRENCY,	)	
15 Defendant.	)	
16		

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

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

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

25 3. The defendant approximately \$6,822.00 in U.S. Currency (hereafter  
26 "defendant currency") was seized in the city of Fresno, Fresno County, California.

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

28 a. One publication;

- 1           b.     Thirty (30) consecutive days;
- 2           c.     On the official internet government forfeiture site
- 3                 [www.forfeiture.gov](http://www.forfeiture.gov);
- 4           d.     The publication is to include the following:
- 5                 (1)    The Court and case number of the action;
- 6                 (2)    The date of the seizure/posting;
- 7                 (3)    The identity and/or description of the property
- 8 seized/posted;
- 9                 (4)    The name and address of the attorney for the Plaintiff;
- 10                (5)    A statement that claims of persons entitled to possession
- 11 or claiming an interest pursuant to Supplemental Rule G(5) must be filed with the
- 12 Court and served on the attorney for the Plaintiff no later than 60 days after the
- 13 first day of publication on the official internet government forfeiture site; and
- 14                 (6)    A statement that answers to the Complaint or a motion
- 15 under Rule 12 of the Federal Rules of Civil Procedure ("Fed. R. Civ. P.") must be
- 16 filed and served within 21 days after the filing of the claims and, in the absence
- 17 thereof, default may be entered and condemnation ordered.

18 Dated: June 20, 2011

BENJAMIN B. WAGNER  
United States Attorney

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20                                 /s/ David T. Shelledy  
21                                 DAVID T. SHELLÉDY  
22                                 Assistant United States Attorney

23   **ORDER**

24           IT IS SO ORDERED.

25           Dated: June 22, 2011

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