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4 Attorneys for Claimants  
James H. Park and Helen Park

6 IN THE UNITED STATE DISTRICT COURT FOR THE  
7 EASTERN DISTRICT OF CALIFORNIA

9 UNITED STATES OF AMERICA  
10 Plaintiff,  
11 vs.  
12 APPROXIMATELY \$70,563.22 IN U.S.  
CURRENCY SEIZED FROM MISSION  
BANK ACCOUNT NUMBER 300288  
13 Defendant.

1:13-CV-00602-AWI-SMS  
STIPULATION AND ORDER  
EXTENDING THE CLAIMANTS TIME  
TO FILE A CLAIM TO COMPLAINT  
FOR FORFEITURE IN REM  
BEFORE: HON. SANDRA M. SNYDER

14 It is hereby stipulated by and between Claimants James Park and Helen Park,  
15 (“Claimants”), and United States of America, (the “Government”), and by and through their  
16 respective attorneys, as follows:

17 1. On or about January 3, 2012, Claimants filed a claim with the Internal  
18 Revenue Service Criminal Investigations (the “IRSCI”) with respect to the above-referenced  
19 approximately \$70,563.22 in U.S. Currency seized from Mission Bank account no.: 3000288  
20 (the “funds”) which was seized on or about November 7, 2012.

21 2. The IRSCI has sent a written notice of intent to forfeit as required by 18  
22 U.S.C. § 983 to all known interested parties. No person other than Claimants filed a claim  
23 under 18 U.S.C. § 983(a)(2)(A)-(E) to the funds in the administrative forfeiture proceeding.

24 3. Title 18 U.S.C. § 983(a)(3)(A) requires the Government to file a complaint for  
25 forfeiture against the funds and/or to obtain an indictment alleging that the funds are  
26 subject to forfeiture within 90 days after a claim has been filed unless the court extends the  
27 deadline for good cause shown or by agreement of the parties. That deadline for the  
28 Government was April 3, 2013, but the parties agreed to extend the time twenty one (21)

1 days to April 24, 2013. On April 24, 2013, the Government filed the Complaint for  
2 Forfeiture.

3 4. On May 9, 2013, the Notice of Forfeiture Action was sent by U.S. Mail and  
4 Certified Mail to Claimants' attorney.

5 5. Under Rule G(5)(a)(ii)(B), the current deadline to file a Claim contesting the  
6 forfeiture of the funds is June 14, 2013, and that an Answer and/or Motion under Rule 12  
7 to be filed no later than twenty one (21) days after filing the claim. On June 5, 2013,  
8 Claimants' attorney telephonically conferred with the Assistant U.S. Attorney, Heather  
9 Mardell Jones, Esq., to extend the deadline for Claimants to file a Claim.

10 6. As provided in 18 U.S.C. § 983(a)(3)(A), the parties wish by agreement to  
11 extend to July 5, 2013 for Claimants to file a Claim contesting the forfeiture against the  
12 funds.

13 7. Accordingly, the parties agree that the deadline for Claimants to file the  
14 Claim contesting the civil forfeiture and respond to the Government Notice shall be  
15 extended to Friday, July 5, 2013.

16  
17 Dated: June 19, 2013

/s/ Ellis Park  
ELLIS PARK  
Attorney for Claimants  
James H. Park and Helen Park

BENJAMIN B. WAGNER  
United States Attorney

18  
19  
20  
21  
22 Dated: June 19, 2013

/s/ Heather Mardell Jones  
HEATHER MARDELL JONES  
Assistant Unites States Attorney

23  
24 IT IS SO ORDERED.

25  
26 Dated: 6/20/2013

/s/ SANDRA M. SNYDER  
HON. SANDRA M. SNYDER  
UNITED STATES MAGISTRATE JUDGE