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

11 UNITED STATES OF AMERICA,	)	
	)	13mc00009-AWI
12 Plaintiff,	)	<b>STIPULATION AND ORDER</b>
	)	<b>EXTENDING THE UNITED STATES'</b>
13 v.	)	<b>TIME TO FILE A COMPLAINT FOR</b>
	)	<b>FORFEITURE AND/OR TO OBTAIN</b>
14 APPROXIMATELY \$70,563.22	)	<b>AN INDICTMENT ALLEGING</b>
15 IN U.S. CURRENCY SEIZED FROM	)	<b>FORFEITURE</b>
16 MISSION BANK ACCOUNT	)	
NUMBER 3000288,	)	
	)	
17 Defendant.	)	

18 It is hereby stipulated by and between the United States of America and  
 19 Claimants James H. Park and Helen Park, ("Claimants"), by and through their  
 20 respective attorneys, as follows:

- 21 1. On or about January 3, 2012, Claimants filed a claim with the Internal  
 22 Revenue Service Criminal Investigations with respect to the above-referenced  
 23 approximately \$70,563.22 in U.S. Currency seized from Mission Bank account  
 24 number 3000288 (the "funds") which was seized on or about November 7, 2012.
- 25 2. The Internal Revenue Service Criminal Investigations has sent  
 26 written notice of intent to forfeit as required by 18 U.S.C. § 983 to all known  
 27 interested parties. The time has expired for any person to file a claim to the funds  
 28 under 18 U.S.C. § 983(a)(2)(A)-(E), and no person other than the Claimants have

1 filed a claim to the funds in the administrative forfeiture proceeding.

2 3. Title 18 U.S.C. § 983(a)(3)(A) requires the United States to file a  
3 complaint for forfeiture against the funds and/or to obtain an indictment alleging  
4 that the funds are subject to forfeiture within 90 days after a claim has been filed in  
5 the administrative forfeiture proceedings, unless the court extends the deadline for  
6 good cause shown or by agreement of the parties. At present the United States'  
7 deadline to file a complaint for forfeiture against the funds and/or to obtain an  
8 indictment alleging that the funds are subject to forfeiture is April 3, 2013.

9 4. As provided in 18 U.S.C. § 983(a)(3)(A), the parties wish by agreement  
10 to extend to April 24, 2013, the time in which the United States is required to file a  
11 civil complaint for forfeiture against the funds and/or to obtain an indictment  
12 alleging that the funds are subject to forfeiture.

13 5. Accordingly, the parties agree that the deadline by which the United  
14 States shall be required to file a complaint for forfeiture against the funds and/or to  
15 obtain an indictment alleging that the funds are subject to forfeiture shall be  
16 extended to April 24, 2013.

17 Dated: April 3, 2013

BENJAMIN B. WAGNER  
United States Attorney

19  
20 /s/ Heather Mardel Jones  
HEATHER MARDEL JONES  
Assistant United States Attorney

21  
22 Dated: April 3, 2013

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

23  
24  
25 IT IS SO ORDERED.

26  
27 Dated: April 4, 2013

  
SENIOR DISTRICT JUDGE