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

11 UNITED STATES OF AMERICA,

1:14-CV-02054---BAM

12 Plaintiff,

13 v.

14 APPROXIMATELY \$48,000.00 IN U.S.  
CURRENCY,

15 Defendant.  
16  
17

**REQUEST AND ORDER TO (1)  
CONTINUE SCHEDULING  
CONFERENCE AND (2)  
CONTINUE DEADLINE TO  
FILE JOINT SCHEDULING  
REPORT**

18 The United States requests that the Court (1) continue the initial scheduling  
19 conference from April 23, 2015 at 9:00 AM to June 25, 2015 at 9:00 AM, or to a date the  
20 Court deems appropriate, and (2) continue the deadline to file a Joint Scheduling Report  
21 (“JSR”) from April 16, 2015 to June 18, 2015, or to a date the Court deems appropriate.  
22 For the reasons set forth below, there is good cause to continue the scheduling conference  
23 and the deadline to file a JSR.

24 **Introduction**

25 On December 22, 2014, the United States filed a civil forfeiture complaint against  
26 the above-captioned currency (“Defendant Currency”) based on its alleged involvement in  
27 federal drug law violations. All known potential claimants to the defendant properties  
28 were served in a manner consistent with *Dusenbery v. United States*, 534 U.S. 161, 168

1 (2002) and the applicable statutory authority. Additionally, public notice on the official  
2 internet government forfeiture site, [www.forfeiture.gov](http://www.forfeiture.gov), began on December 31, 2014, and  
3 ran for thirty consecutive days, as required by Rule G(4)(a)(iv)(C) of Supplemental Rules  
4 for Admiralty or Maritime Claims and Asset Forfeiture Actions. A Declaration of  
5 Publication was filed on February 27, 2015. Claimant Rolando Exposito (“Exposito”) was  
6 served on or about January 16, 2015. Exposito filed a claim on April 9, 2015 (Doc. 9).

7 **Good Cause**

8 The United States is in settlement negotiations with Rolando Exposito and expects  
9 to file settlement documents within the extension period. Otherwise, the parties will meet  
10 and confer, and jointly prepare a joint scheduling report.

11 There is good cause to continue the initial scheduling conference and deadline to file  
12 a joint scheduling report.

13  
14 Dated: April 16, 2015

BENJAMIN B. WAGNER  
United States Attorney

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16 By: /s/ Jeffrey A. Spivak  
17 JEFFREY A. SPIVAK  
Assistant U.S. Attorney

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19 **ORDER**

20 Pursuant to the United States’ request and good cause appearing, the Court makes  
21 the following order: the initial scheduling conference is continued from April 23, 2015 at  
22 9:00 AM to **Friday, June 26, 2015 at 11:00 AM**, and (2) the deadline to file a Joint  
23 Scheduling Report (“JSR”) is continued from April 16, 2015 to June 18, 2015.

24  
25 IT IS SO ORDERED.

26  
27 Dated: April 20, 2015

/s/ Barbara A. McAuliffe  
UNITED STATES MAGISTRATE JUDGE

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