

1 BENJAMIN B. WAGNER
 United States Attorney
 2 JEFFREY A. SPIVAK
 Assistant U. S. Attorney
 3 501 I Street, Suite 10-100
 Sacramento, CA 95814
 4 Telephone: (916) 554-2700

5 Attorneys for the United States

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

10
 11 UNITED STATES OF AMERICA,
 12 Plaintiff,
 13 v.
 14 APPROXIMATELY \$47,495.00 IN U.S.
 CURRENCY,
 15 Defendant.
 16

1:14-MC-00076-LJO

STIPULATION AND ORDER
 EXTENDING TIME FOR FILING
 A COMPLAINT FOR
 FORFEITURE AND/OR TO
 OBTAIN AN INDICTMENT
 ALLEGING FORFEITURE

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 18 It is hereby stipulated by and between the United States of America and claimant Dady Lu
 Thongthipvoravong (“Claimant”), by and through their respective counsel, as follows:

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 20 1. On or about August 23, 2013, Claimant filed a claim in the administrative forfeiture
 21 proceedings with the Drug Enforcement Administration with respect to the approximately
 22 \$47,495.00 in U.S. Currency (hereafter “Defendant Currency”), which was seized on or about May
 23 27, 2014.

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 25 2. The Drug Enforcement Administration has sent the written notice of intent to forfeit
 26 required by 18 U.S.C. § 983(a)(1)(A) to all known interested parties. The time has expired for any
 27 person to file a claim to the Defendant Currency under 18 U.S.C. § 983(a)(2)(A)-(E), and no person
 28 other than Claimant has filed a claim to the Defendant Currency as required by law in the
 administrative forfeiture proceeding.

1 3. Under 18 U.S.C. § 983(a)(3)(A), the United States is required to file a complaint for
2 forfeiture against the Defendant Currency and/or to obtain an indictment alleging that the Defendant
3 Currency is subject to forfeiture within ninety days after a claim has been filed in the administrative
4 forfeiture proceedings, unless the Court extends the deadline for good cause shown or by agreement
5 of the parties. That deadline is November 24, 2014.

6 5. As provided in 18 U.S.C. § 983(a)(3)(A), the parties wish by agreement for an
7 extension to February 23, 2015, the time in which the United States is required to file a civil
8 complaint for forfeiture against the Defendant Currency and/or to obtain an indictment alleging that
9 the Defendant Currency vehicle is subject to forfeiture.

10 6. Accordingly, the parties agree that the deadline by which the United States shall be
11 required to file a complaint for forfeiture against the Defendant Currency and/or to obtain an
12 indictment alleging that the defendant vehicle is subject to forfeiture shall be extended to February
13 23, 2015.

14 Dated: 11/21/14

BENJAMIN B. WAGNER
United States Attorney

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

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19 Dated: 11/21/14

/s/ Angel Mata
ANGEL MATA
Attorney for Claimant
Dady Lu Thongthipvoravong

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23 **SO ORDERED**
Dated: November 25, 2014

/s/ Lawrence J. O'Neill
United States District Judge