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

11 UNITED STATES OF AMERICA,
 12 Plaintiff,
 13 v.
 14 APPROXIMATELY \$145,000.00 IN U.S.
 CURRENCY,
 15 Defendant.
 16

CASE NO. 1:15-CV-01890---BAM

**REQUEST AND ~~PROPOSED~~ ORDER
 TO (1) CONTINUE MANDATORY
 SCHEDULING CONFERENCE AND (2)
 EXTEND FILING DEADLINE OF JOINT
 SCHEDULING REPORT**

17 The United States requests that the Court continue the mandatory scheduling
 18 conference presently scheduling for April 5, 2016, at 8:30 a.m. to June 3, 2016, at 8:30 a.m. (or to a date the
 19 Court deems appropriate), and extend the deadline to file a Joint Scheduling Report (“JSR”) from March 29,
 20 2016, to May 27, 2016 (or to a date the Court deems appropriate). For the reasons set forth below, there is
 21 good cause to continue the scheduling conference and the JSR filing deadline.

Introduction

23 On December 17, 2016, the United States filed a civil forfeiture complaint against the defendant
 24 approximately \$145,000.00 in U.S. Currency (“Defendant Currency”) based on its alleged involvement in
 25 narcotics violations. All known potential claimants which potentially have an interest in the Defendant
 26 Currency were served in a manner consistent with Dusenbery v. United States, 534 U.S. 161, 168 (2002) and
 27 the applicable statutory authority. Additionally, public notice on the official internet government forfeiture
 28 site, www.forfeiture.gov, began on March 5, 2016, and will run for thirty consecutive days, as required by

1 Rule G(4)(a)(iv)(C) of Supplemental Rules for Admiralty or Maritime Claims and Asset Forfeiture Actions.
2 Publication is expected to end on April 4, 2016.

3 On or about March 8, 2016, the United States sent copies of the Verified Complaint for Forfeiture *In*
4 *Rem*, Warrant of Arrest of Articles *In Rem*, Order Setting Mandatory Scheduling Conference, Order
5 Assigning Sacramento District Judge, Notice of Availability of a Magistrate Judge, Notice of Availability of
6 Voluntary Dispute Resolution, and notice of forfeiture letter dated March 8, 2016, to potential claimant Omar
7 Lopez Hernandez (“Hernandez”) at his last-known address located at 6331 Misty Way, Citrus Heights, CA
8 95621 by first class and certified mail.

9 On this same date, the United States sent copies of the above-referenced documents to Hernandez at
10 an alternate address of 11260 Coloma Road, Gold River, CA 95670 also by first class and certified mail.
11 The certified mail receipts have not yet been returned to the United States Attorney’s Office.

12 On March 8, 2016, the United States sent copies of the above-referenced documents to Irma
13 Cardenas at her last-known address of 11260 Coloma Road, Gold River, CA 95670 by first class and
14 certified mail. Irma Cardenas acknowledged receipt of the certified mail parcel. The signed certified receipt
15 (PS Form 3811) was received in the U.S. Attorney’s Office on March 14, 2016.

16 **Good Cause**

17 The deadline by which Omar Hernandez and Irma Cardenas must file a claim is April 12, 2016; one
18 week after the presently set Mandatory Scheduling Conference. Therefore, the United States requests that
19 the scheduling conference be continued to June 3, 2016, at 8:30 a.m. to allow the known and unknown
20 potential claimants to appear in this action and to allow the parties to meet and confer in advance of filing a
21 JSR. Thus, there is good cause to continue the mandatory scheduling conference and extend the JSR filing
22 deadline.

23 Dated: March 29, 2016

BENJAMIN B. WAGNER
United States Attorney

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

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1 **ORDER**

2 Pursuant to the United States' request and good cause appearing: (1) the mandatory scheduling
3 conference is continued from April 5, 2016, at 8:30 a.m. to **Monday, June 6, 2016, at 9:00 a.m.** before
4 Judge McAuliffe in Courtroom 8, and (2) the deadline to file a joint scheduling report is continued from
5 March 29, 2016, to May 27, 2016.

6 IT IS SO ORDERED.

7 Dated: March 30, 2016

/s/ Barbara A. McAuliffe

UNITED STATES MAGISTRATE JUDGE

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