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

11 UNITED STATES OF AMERICA,
12 Plaintiff,
13 v.
14 DALE PETERS,
15 Defendant and Judgment Debtor.

CASE NO. 1:15-MC-0031-BAM
**ORDER FOR ISSUANCE OF WRIT OF
EXECUTION**
(NUNC PRO TUNC)

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17 Before the Court is the United States' *ex parte* Application for Writ of Execution for substantial
18 non-exempt property belonging to or due to Defendant-Judgment Debtor Dale Peters. After
19 consideration, the Court finds that the application meets the requirements of 18 U.S.C. § 3613 and 28
20 U.S.C. § 3203, and grants the application.

21 This Court ORDERS the United States District Clerk to issue the Writ of Execution and the
22 Clerk's Notice, and provide them to the United States. The Clerk must maintain the application, this
23 Order, the Writ and not make them publicly available until the United States certifies that service of
24 process has been completed. The United States shall promptly notify the Clerk when service of the
25 process is complete, at which time the Clerk shall lift the *ex parte* restriction so that all *ex parte* filings
26 related to this matter is accessible in the same manner as other public documents.

27 IT IS ORDERED that in executing this Writ, the United States Marshal Service (USMS) may
28 use reasonable force, if necessary, in order to take possession of 21065 Christopher Circle, Sonora,

1 California 95370.

2 IT IS ORDERED that the USMS may contract with vendors as needed to store and maintain the
3 subject property, and to sell it in a commercially reasonable manner no sooner than 30 days after the
4 date of levy for personal property or 90 days after the date of levy for real property.

5 THIS COURT ORDERS the United States Marshals Service to deduct its costs, fees, and
6 expenses from the sale proceeds of the levied property and deliver the net proceeds to the United States
7 District Clerk for application to the judgment entered in this case.

8 IT IS FURTHER ORDERED that the levy and deposit of net sale proceeds shall not exceed
9 property reasonably equivalent in value to the aggregate amount of the judgment, costs, expenses, and
10 interest.

11 IT IS SO ORDERED.

12
13 Dated: March 27, 2017

/s/ Barbara A. McAuliffe
14 UNITED STATES MAGISTRATE JUDGE