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6 Attorneys for Plaintiff  
United States of America

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 \$177,000.00 IN U.S.  
CURRENCY,  
15 APPROXIMATELY \$5,000.00 IN U.S.  
16 CURRENCY, and  
17 APPROXIMATELY \$27,890.01 SEIZED  
FROM WELLS FARGO BANK ACCOUNT  
18 NUMBER XXXXX, HELD IN THE NAME  
OF ANA RODRIGUEZ,  
19 Defendants.  
20

CASE NO. 1:16-MC-00044-DAD

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

21  
22 It is hereby stipulated by and between the United States of America and claimant Ana Rodriguez  
23 (“Claimant” or “Rodriguez”), by and through their respective counsel, as follows:

24 1. On or about May 20, 2016, claimant Rodriguez filed a claim in the administrative  
25 forfeiture proceedings with the United States Department of Homeland Security, Customs and Border  
26 Protection with respect to the Approximately \$177,000.00 in U.S. Currency, Approximately \$5,000.00  
27 in U.S. Currency, and Approximately \$27,890.01 Seized from Wells Fargo Bank Account Number  
28 XXXXX, Held in the Name of Ana Rodriguez (hereafter “Defendant Funds”), which were seized on

1 May 20, 2015, and June 9, 2015.

2 2. The United States Department of Homeland Security, Customs and Border Protection has  
3 sent the written notice of intent to forfeit required by 18 U.S.C. § 983(a)(1)(A) to all known interested  
4 parties. The time has expired for any person to file a claim to the defendant funds under 18 U.S.C. §  
5 983(a)(2)(A)-(E), and no person other than the claimant has filed a claim to the Defendant Funds as  
6 required by law in the administrative forfeiture proceeding.

7 3. Under 18 U.S.C. § 983(a)(3)(A), the United States is required to file a complaint for  
8 forfeiture against the Defendant Funds and/or to obtain an indictment alleging that the Defendant Funds  
9 are subject to forfeiture within ninety days after a claim has been filed in the administrative forfeiture  
10 proceedings, unless the court extends the deadline for good cause shown or by agreement of the parties.  
11 That deadline is August 17, 2016.

12 4. As provided in 18 U.S.C. § 983(a)(3)(A), the parties wish by agreement to extend to  
13 November 15, 2016, the time in which the United States is required to file a civil complaint for  
14 forfeiture against the Defendant Funds and/or to obtain an indictment alleging that the Defendant Funds  
15 are subject to forfeiture.

16 5. Accordingly, the parties agree that the deadline by which the United States shall be  
17 required to file a complaint for forfeiture against the Defendant Funds and/or to obtain an indictment  
18 alleging that the Defendant Funds are subject to forfeiture shall be extended to November 15, 2016.

19 Dated: August 11, 2016

PHILLIP A. TALBERT  
Acting United States Attorney

21 /s/ Jeffrey A. Spivak  
JEFFREY A. SPIVAK  
Assistant United States Attorney

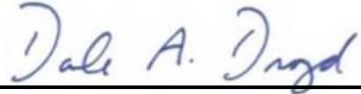
23 Dated: August 11, 2016

24 /s/ Nicco Capozzi  
NICCO CAPOZZI  
Attorney for Claimant Ana Rodriguez  
(As approved by email on 08/11/2016)

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IT IS SO ORDERED.

Dated: August 12, 2016



UNITED STATES DISTRICT JUDGE