

1 McGREGOR W. SCOTT  
 United States Attorney  
 2 KRISTIN S. DOOR, SBN 84307  
 Assistant United States Attorney  
 3 501 I Street, Suite 10-100  
 Sacramento, CA 95814  
 4 Telephone: (916)554-2723  
 5 Attorneys for Plaintiff  
 United States of America  
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 7

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

11 UNITED STATES OF AMERICA,	)	2:07-cv-01637-MCE-DAD
	)	
12 Plaintiff,	)	<b>AMENDED</b>
	)	<b>APPLICATION AND ORDER FOR</b>
13 v.	)	<b>PUBLICATION</b>
	)	
14 2006 HONDA CIVIC EX,	)	
	)	
15 VIN: JHMFA168X6S005504,	)	
	)	
16 CALIFORNIA LICENSE NUMBER:	)	
	)	
17 5TNR311,	)	
	)	
Defendant.	)	
	)	

18 The United States of America, Plaintiff herein, applies for  
 19 an order of publication as follows:

20 1. Rule G(4) of the Supplemental Rules for Admiralty or  
 21 Maritime Claims and Asset Forfeiture Actions (hereafter  
 22 "Supplemental Rules") provides that the Plaintiff shall cause  
 23 public notice of the action and arrest to be given in a newspaper  
 24 of general circulation, designated by order of the Court;

25 2. Local Rule 83-171, Eastern District of California,  
 26 provides that the Court shall designate by order the appropriate  
 27 newspaper for publication;

28 /////

1 3. The defendant 2006 Honda Civic EX, VIN:  
2 JHMFA168X6S005504, California License Number: 5TNR311 (hereafter  
3 "defendant vehicle") was seized in the city of San Francisco, in  
4 San Francisco County, California. The Drug Enforcement  
5 Administration ("DEA") published notice of the nonjudicial  
6 forfeiture of the defendant vehicle on April 9, 16 and 23, 2007  
7 in the Wall Street Journal.

8 4. Plaintiff proposes that publication be made as follows:

9 a. One publication;

10 b. In the following newspaper, a legal newspaper of  
11 general circulation, located in the county in which the defendant  
12 vehicle was seized: The Recorder;

13 c. The publication is to include the following:

14 (1) The Court, title and number of the action;

15 (2) The date of the arrest/seizure;

16 (3) The identity and/or description of the  
17 property arrested/seized;

18 (4) The name, address, and telephone number of  
19 the attorney for the Plaintiff;

20 (5) A statement that claims of persons entitled  
21 to possession or claiming an interest pursuant to Supplemental  
22 Rule G(5) must be filed with the Clerk and served on the attorney  
23 for the Plaintiff within 30 days after the date of publication;

24 (6) A statement that answers to the Amended  
25 Complaint or a motion under Rule 12 of the Federal Rules of Civil  
26 Procedure ("Fed. R. Civ. P.") must be filed and served within 20  
27 days after the filing of the claims and, in the absence thereof,  
28 default may be entered and condemnation ordered;

1 (7) A statement that applications for  
2 intervention under Fed. R. Civ. P., Rule 24 by persons claiming  
3 maritime liens or other interests shall be filed within the 30  
4 days allowed for claims for possession; and

5 (8) The name, address, and telephone number of  
6 the U.S. Marshal and/or Department of Treasury.

7 Dated: Aug. 9, 2007

McGREGOR W. SCOTT  
United States Attorney

8  
9  
10 /s/ Kristin S. Door  
KRISTIN S. DOOR  
Assistant United States Attorney

11  
12 **ORDER**

13 IT IS SO ORDERED.

14 DATED: August 13, 2007.

15  
16 Dale A. Drozd  
DALE A. DROZD  
UNITED STATES MAGISTRATE JUDGE

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