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 United States of America  
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8 IN THE UNITED STATES DISTRICT COURT  
 9 FOR THE EASTERN DISTRICT OF CALIFORNIA

10		)	
11	UNITED STATES OF AMERICA,	)	2:07-cv-02114 WBS/KJM
12	Plaintiff,	)	STIPULATION FOR EXTENSION OF
13	v.	)	STAY AND ORDER [ <del>PROPOSED</del> ]
14	REAL PROPERTY LOCATED AT 24545 N.	)	DATE: December 13, 2010
15	SUTTENFIELD ROAD, ACAMPO,	)	TIME: 2:00 p.m.
16	CALIFORNIA, SAN JOAQUIN COUNTY,	)	COURTROOM: 5
17	APN: 021-042-16,	)	
	Defendant.	)	
	_____	)	

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 19 Plaintiff United States of America, and Claimants William Pearce,  
 20 Kristin Burckard, and JP Morgan Chase Bank, N.A.,<sup>1</sup> ("Chase") by and  
 21 through their respective counsel, hereby stipulate that a stay is  
 22 necessary in the above-entitled actions, and request that the Court  
 23 enter an order staying all further proceedings for an additional 30  
 24 days.

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 26 \_\_\_\_\_  
 27 <sup>1</sup> JP Morgan Chase Bank, N.A., acquired certain assets and  
 liabilities of claimant Washington Mutual Bank from the FDIC acting as  
 a receiver.  
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1 This case has been stayed since 2008 pursuant 18 U.S.C. §§  
2 981(g)(1) and 981(g)(2) due to an investigation involving claimant  
3 Pearce. To date no charges have been filed, and during the stay the  
4 fair market value of the defendant real property has declined such that  
5 there is little equity to forfeit. Accordingly, the parties intend to  
6 discuss possible settlements of this case which may involve a dismissal  
7 of this action.

8 Plaintiff has asked claimant Chase to provide plaintiff with a  
9 current appraisal and loan balance so plaintiff can calculate the  
10 equity remaining in the property. That information has not yet been  
11 provided. Counsel for Chase represents that Chase should be able to  
12 provide the information within the next 30 days so the plaintiff can  
13 make an informed decision about whether to continue with this  
14 litigation or to dismiss.

15 For this reason, the parties request that the status conference  
16 currently scheduled for December 13, 2010, be vacated and rescheduled  
17 to sometime in late January 2011.

18  
19 Dated: December 6, 2010

BENJAMIN B. WAGNER  
United States Attorney

20  
21 By /s/ Kristin S. Door  
KRISTIN S. DOOR  
Assistant U.S. Attorney  
Attorneys for Plaintiff  
United States of America

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1 Dated: December 6, 2010

DANIEL J. BRODERICK  
Federal Defender

2  
3 By /s/ Timothy Zindel  
4 (As authorized on 12/06/10)  
5 TIMOTHY ZINDEL  
6 Assistant Federal Defender  
7 Attorney for claimant  
8 William Pearce

9 Dated: December 6, 2010

/s/ Krista Hart  
(As authorized on 12/06/10)  
KRISTA HART  
Attorney for claimant  
Kristin Burckard

10  
11 Dated: December 6, 2010

/s/ Scott J. Stillman  
(As authorized on 12/06/10)  
SCOTT J. STILMAN  
Attorney for claimant  
JP Morgan Chase Bank, N.A.,  
an acquirer of certain assets and  
liabilities of Washington Mutual  
Bank from the FDIC acting  
as receiver

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16 O R D E R

17 For the reasons set forth above, this matter is stayed pursuant to  
18 18 U.S.C. §§ 981(g)(1) and 981(g)(2) for a approximately 30 days. The  
19 status conference scheduled for December 13, 2010 is vacated and is  
20 rescheduled to February 7, 2011 at 2:00 p.m. The parties will file a  
21 joint status report by January 24, 2011 advising the court whether a  
22 further stay is necessary or addressing the matters in the March 14,  
23 2008, Order Requiring Joint Status Report.

24 IT IS SO ORDERED.

25 Dated: December 6, 2010

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27 WILLIAM B. SHUBB  
28 UNITED STATES DISTRICT JUDGE