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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,)
)
 12 Plaintiff,)
)
 13 v.)
)
 14 REAL PROPERTY LOCATED AT)
 24545 N. SUTTENFIELD ROAD,)
 15 ACAMPO, CALIFORNIA,)
 16 SAN JOAQUIN COUNTY,)
 APN: 021-042-16, INCLUDING)
 17 ALL APPURTENANCES AND)
 IMPROVEMENTS THERETO,)
 18 Defendant.)
)
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Case No. 2:07-CV-02114 WBS-EFB (TEMP)
 STIPULATION FOR DISMISSAL WITH
 PREJUDICE AND [proposed] ORDER;
 CERTIFICATE OF REASONABLE CAUSE

20 Plaintiff United States of America and Claimants William H. Pearce, Kristin Burckard, and
 21 JP Morgan Chase Bank, N.A. ("Chase"), by and through their respective undersigned counsel,
 22 hereby agree and STIPULATE as follows:

- 23 1. The above-captioned action shall be dismissed with prejudice pursuant to Rule
 24 41(a)(2) of the Federal Rules of Civil Procedure.
- 25 2. Within thirty (30) days of the Court signing this stipulation and order, the United
 26 States shall record a withdrawal of lis pendens against the defendant real property.
- 27 3. The parties are to bear their own costs and attorney's fees.

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1 4. There was probable cause for the posting of the defendant real property, and for the
2 commencement and prosecution of this forfeiture action, and the Court may enter a Certificate of
3 Reasonable Cause pursuant to 28 U.S.C. § 2465.

4 5. All parties agree that this stipulation may be signed in counterpart.

5 IT IS SO STIPULATED.

6
7 DATED: April 6, 2011

BENJAMIN B. WAGNER
United States Attorney

8
9 */s/ Bobbie J. Montoya*

10 By:

BOBBIE J. MONTOYA
Assistant U.S. Attorney

11 Attorneys for Plaintiff United States of America
12

13 DATED: March 30, 2011

DANIEL J. BRODERICK
Federal Defender

14
15 */s/ Timothy Zindel* [original signature retained by attorney]

16 By:

TIMOTHY ZINDEL
Assistant Federal Defender

17 Attorneys for Claimant William H. Pearce
18

19
20 DATED: April 6, 2011

/s/ Krista Hart (as authorized on 3/6/11)

KRISTA HART
Attorney at Law

21 Attorney for Claimant Kristin Burckard
22

23
24 DATED: April 4, 2011

/s/ Scott J. Stillman [original signature retained by attorney]


SCOTT J. STILMAN
Attorney at Law

25 Attorneys for Claimant JP Morgan Chase
26 Bank, N.A., an acquirer of certain assets
27 and liabilities of Washington Mutual Bank
28 from the FDIC acting as receiver

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1 IT IS SO ORDERED.

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3 DATED: April 6, 2011

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5 WILLIAM B. SHUBB
6 UNITED STATES DISTRICT JUDGE
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12 CERTIFICATE OF REASONABLE CAUSE

13 Based upon the allegations set forth in the Complaint for Forfeiture *In Rem* filed October 5,
14 2007, and the Stipulation for Dismissal With Prejudice filed herewith, the Court enters this
15 Certificate of Reasonable Cause pursuant to 28 U.S.C. § 2465, that there was reasonable cause for
16 the posting of the defendant real property, and for the commencement and prosecution of this
17 forfeiture action.
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19 DATED: April 6, 2011

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21 WILLIAM B. SHUBB
22 UNITED STATES DISTRICT JUDGE
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