

1 LAWRENCE G. BROWN  
Acting United States Attorney  
2 ELLEN V. ENDRIZZI  
Assistant U.S. Attorney  
3 501 I Street, Suite 10-100  
Sacramento, California 95814  
4 Telephone: (916) 554-2716

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

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UNITED STATES OF AMERICA,

2:07-MC-00031-FCD-DAD

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Plaintiff,

**STIPULATION AND ORDER  
EXTENDING THE UNITED STATES'  
TIME TO FILE A COMPLAINT FOR  
FORFEITURE AND/OR TO OBTAIN AN  
INDICTMENT ALLEGING FORFEITURE**

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v.

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50,000 SHARES OF BROOKSTONE  
CAPITAL, INC. COMMON STOCK HELD  
15 IN THE NAME OF MATRIXX  
INVESTMENT GROUP, LLC,

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Defendant.

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It is hereby stipulated by and between the United States of  
America and Claimant Joshua Coffman ("Claimant"), by and through  
their respective attorneys, as follows:

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1. On or about January 18, 2007, Claimant filed a claim, in  
the administrative forfeiture proceeding, with the Internal Revenue  
Service ("IRS") regarding the 50,000 shares of Brookstone Capital,  
Inc. common stock, held in the name of Matrixx Investment Group,  
LLC (the "Shares"), which were seized on or about November 14,  
2006.

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2. The IRS has sent written notice of intent to forfeit, as  
required by 18 U.S.C. § 983(a)(1)(A), to all known interested

1 parties. The time has expired for any person to file a claim to  
2 the Shares under 18 U.S.C. § 983(a)(2)(A)-(E), and no person other  
3 than the Claimant has filed a claim to the Shares, as required by  
4 law in the administrative forfeiture proceeding.

5 3. Under 18 U.S.C. § 983(a)(3)(A), the United States is  
6 required to file a complaint for forfeiture against the Shares  
7 and/or to obtain an indictment alleging that the Shares are subject  
8 to forfeiture within 90 days after a claim has been filed in the  
9 administrative forfeiture proceeding, unless the Court extends the  
10 deadline for good cause shown or by agreement of the parties.

11 4. By Stipulation and Order filed April 17, 2007, the parties  
12 stipulated to extend to July 17, 2007, the time in which the United  
13 States is required to file a civil complaint for forfeiture against  
14 the Shares and/or to obtain an indictment alleging that the Shares  
15 are subject to forfeiture.

16 5. By Stipulation and Order filed July 6, 2007, the parties  
17 stipulated to extend to October 15, 2007, the time in which the  
18 United States is required to file a civil complaint for forfeiture  
19 against the Shares and/or to obtain an indictment alleging that the  
20 Shares are subject to forfeiture.

21 6. By Stipulation and Order filed September 27, 2007, the  
22 parties stipulated to extend to January 11, 2008, the time in which  
23 the United States is required to file a civil complaint for  
24 forfeiture against the Shares and/or to obtain an indictment  
25 alleging that the Shares are subject to forfeiture.

26 7. By Stipulation and Order filed December 18, 2007, the  
27 parties stipulated to extend to April 10, 2008, the time in which  
28 the United States is required to file a civil complaint for

1 forfeiture against the Shares and/or to obtain an indictment  
2 alleging that the Shares are subject to forfeiture.

3 8. By Stipulation and Order filed March 20, 2008, the parties  
4 stipulated to extend to July 9, 2008, the time in which the United  
5 States is required to file a civil complaint for forfeiture against  
6 the Shares and/or to obtain an indictment alleging that the Shares  
7 are subject to forfeiture.

8 9. By Stipulation and Order filed July 1, 2008, the parties  
9 stipulated to extend to October 7, 2008, the time in which the  
10 United States is required to file a civil complaint for forfeiture  
11 against the Shares and/or to obtain an indictment alleging that the  
12 Shares are subject to forfeiture.

13 10. By Stipulation and Order filed September 29, 2008, the  
14 parties stipulated to extend to January 5, 2009, the time in which  
15 the United States is required to file a civil complaint for  
16 forfeiture against the Shares and/or to obtain an indictment  
17 alleging that the Shares are subject to forfeiture.

18 11. By Stipulation and Order filed December 29, 2008, the  
19 parties stipulated to extend to April 6, 2009, the time in which  
20 the United States is required to file a civil complaint for  
21 forfeiture against the Shares and/or to obtain an indictment  
22 alleging that the Shares are subject to forfeiture.

23 12. By Stipulation and Order filed April 2, 2009, the parties  
24 stipulated to extend to July 6, 2009, the time in which the United  
25 States is required to file a civil complaint for forfeiture against  
26 the Shares and/or to obtain an indictment alleging that the Shares  
27 are subject to forfeiture.

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1 13. As provided in 18 U.S.C. § 983(a)(3)(A), the parties  
2 stipulate and agree to further extend to October 2, 2009, the time  
3 in which the United States is required to file a civil complaint  
4 for forfeiture against the Shares and/or to obtain an indictment  
5 alleging that the Shares are subject to forfeiture.

6 14. Accordingly, the parties agree that the deadline by which  
7 the United States shall be required to file a complaint for  
8 forfeiture against the Shares and/or to obtain an indictment  
9 alleging that the Shares are subject to forfeiture shall be  
10 extended to October 2, 2009.

11 DATED: 6/30/09

Respectfully submitted,  
LAWRENCE G. BROWN  
Acting United States Attorney

14 By: /s/ Ellen V. Endrizzi  
ELLEN V. ENDRIZZI  
Assistant U.S. Attorney

17 DATED: 6/29/09

/s/ John Balazs  
JOHN BALAZS, ESQ.  
Attorney for Claimant Joshua Coffman  
  
(Original signature retained by  
attorney)

**O R D E R**

22 The time in which the United States is required to file a  
23 civil complaint for forfeiture against 50,000 shares of Brookstone  
24 Capital, Inc. common stock, held in the name of Matrixx Investment  
25 Group, LLC (the "Shares") and/or to obtain an indictment alleging  
26 that the Shares are subject to forfeiture, is extended to

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1 **October 2, 2009**, as agreed to by the parties, pursuant to  
2 18 U.S.C. § 983(a)(3)(A).

3 IT IS SO ORDERED.

4 DATED: July 1, 2009



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FRANK C. DAMRELL, JR.  
UNITED STATES DISTRICT JUDGE

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