

1 BENJAMIN B. WAGNER  
 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  
 6  
 7

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

10

11 UNITED STATES OF AMERICA,	)	2:08-cv-00395 LKK/GGH
	)	
12 Plaintiff,	)	STIPULATION TO EXTEND
	)	STAY OF FURTHER PROCEEDINGS
13 v.	)	AND ORDER THEREON
	)	
14 APPROXIMATELY \$4,950.00 IN	)	
15 U.S. CURRENCY,	)	
	)	DATE: December 14, 2009
16 Defendant.	)	Time: 1:30 p.m.
	)	COURTROOM: 4/Chambers

17

18 Plaintiff United States of America and claimants Michael  
 19 Lombardo and J'lanna Morgan (formerly known as Jill Ann Lombardo  
 20 jointly request that the stay of further proceedings originally  
 21 entered in this case on May 1, 2008, and extended thereafter on  
 22 November 6, 2008, and May 14, 2009, be extended an additional six  
 23 months to June 14, 2010. The criminal case against claimant  
 24 Michael Lombardo (U.S. v. Michael Lombardo, 2:07-CR-0439 LKK) is  
 25 still pending, and the next status conference is scheduled for  
 26 December 22, 2009.

27 Accordingly, the parties contend that proceeding with this  
 28 action at this time has potential adverse affects on the

STIPULATION TO EXTEND STAY OF  
 FURTHER PROCEEDINGS AND ORDER  
 THEREON [PROPOSED]

1 prosecution of the related-criminal case and/or upon claimants'  
2 ability to prove their claims to the property and to contest the  
3 government's allegations that the property is forfeitable. For  
4 these reasons, the parties request that this matter be stayed for  
5 an additional six months. At that time the parties will advise  
6 the Court whether a further stay is necessary.

7  
8 Dated: November 24, 2009

BENJAMIN B. WAGNER  
United States Attorney

9

10

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

11

12

13

14 Dated: November 25, 2009

DANIEL J. BRODERICK  
Federal Defender

15

16

By /s/ Timothy Zindel  
TIMOTHY ZINDEL  
Assistant Federal Defender  
Attorney for claimant  
Michael Lombardo

17

18

19

20 Dated: November 29, 2009

/s/ J'lanna Morgan  
J'LANNA MORGAN  
(Formerly known as JILL ANN  
LOMBARDO)  
Claimant, appearing in  
propria persona

21

22

23

(Original signatures retained  
by AUSA Door)

24

25

26

ORDER

27

For the reasons set forth above this matter is stayed

28


pursuant to 18 U.S.C. §§ 981(g) (1), 981(g) (2) and 21 U.S.C. §

1 881(i) for an additional six months.

2 The scheduling conference scheduled for December 14, 2009,  
3 is continued to June 14, 2010 at 2:00 p.m. Fourteen days before  
4 the scheduling conference the parties will advise the court if a  
5 further stay is necessary. If the criminal case has been  
6 resolved, the parties will file a joint status report addressing  
7 the issues listed in the February 22, 2008, Order Setting Status  
8 (Pretrial Scheduling) Conference.

9 IT IS SO ORDERED.

10 Dated: December 14, 2009.

11  
12  
13   
14 LAWRENCE K. KARLTON  
15 SENIOR JUDGE  
16 UNITED STATES DISTRICT COURT  
17  
18  
19  
20  
21  
22  
23  
24  
25  
26  
27  
28