

1 BENJAMIN B. WAGNER  
United States Attorney  
2 KEVIN C. KHASIGIAN  
Assistant U. S. Attorney  
3 501 I Street, Suite 10-100  
Sacramento, CA 95814  
4 Telephone: (916) 554-2700

5 Attorneys for the United States  
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8 IN THE UNITED STATES DISTRICT COURT  
9 EASTERN DISTRICT OF CALIFORNIA  
10

11 UNITED STATES OF AMERICA,

12 Plaintiff,

13 v.

14 APPROXIMATELY \$18,220.00 IN U.S.  
CURRENCY,

15 Defendant.  
16

2:09-CV-00182-GEB-CMK

*AMENDED* FINAL JUDGMENT  
OF FORFEITURE

17 Pursuant to the *Amended* Stipulation for Final Judgment of Forfeiture, the Court  
18 finds:

19 1. This is a civil action against Approximately \$18,220.00 in U.S. Currency  
20 (“defendant currency”) seized on or about August 13, 2008.

21 2. A Verified Complaint for Forfeiture *In Rem* (“Complaint”) was filed on  
22 January 21, 2009, alleging that said defendant currency is subject to forfeiture to the  
23 United States pursuant to 21 U.S.C. § 881(a)(6).

24 3. On January 22, 2009, the Clerk issued a Warrant for Arrest for the  
25 defendant currency, and that warrant was duly executed on January 26, 2009.

26 4. Beginning on January 26, 2009, for at least 30 consecutive days, the United  
27 States published Notice of the Forfeiture Action on the official internet government  
28 forfeiture site [www.forfeiture.gov](http://www.forfeiture.gov). A Declaration of Publication was filed on March 2,

1 2009.

2 5. In addition to the public notice on the official internet government forfeiture  
3 site [www.forfeiture.gov](http://www.forfeiture.gov), actual notice or attempted notice was given to:

4 a. Manh Saechao

5 b. Victor Alvarez

6 c. Juan Alvarez

7 6. Claimant Manh Saechao filed an answer on February 19, 2009 and a claim  
8 alleging an interest in the defendant currency on March 31, 2009. No other parties have  
9 filed claims or answers in this matter, and the time in which any person or entity may file  
10 a claim and answer has expired.

11 7. The Clerk of the Court entered a Clerk's Certificate of Entry of Default  
12 against Victor Alvarez and Juan Alvarez on March 26, 2009. Pursuant to Local Rule 540,  
13 the United States and claimant thus join in a request that as part of this Final Judgment  
14 of Forfeiture the Court enter a default judgment against the interests, if any, of Victor  
15 Alvarez and Juan Alvarez without further notice.

16 Based on the above findings, and the files and records of the Court, it is hereby  
17 ORDERED AND ADJUDGED:

18 1. The Court adopts the *Amended* Stipulation for Final Judgment of Forfeiture  
19 entered into by and between the parties to this action.

20 2. Judgment is hereby entered against claimant Victor Alvarez and Juan  
21 Alvarez and all other potential claimants who have not filed claims in this action.

22 3. Upon entry of this *Amended* Final Judgment of Forfeiture, \$9,660.00 of the  
23 Approximately \$18,220.00 in U.S. Currency, together with any interest that may have  
24 accrued on the total amount seized, shall be forfeited to the United States pursuant to 21  
25 U.S.C. § 881(a)(6), to be disposed of according to law.

26 4. Upon entry of this *Amended* Final Judgment of Forfeiture, but no later than  
27 60 days thereafter, \$8,560.00 of the Approximately \$18,220.00 in U.S. Currency shall be  
28 returned to claimant Manh Saechao, through her attorney Danny D. Brace, Jr.

1           5.     The United States and its servants, agents, and employees and all other  
2 public entities, their servants, agents, and employees, are released from any and all  
3 liability arising out of or in any way connected with the seizure, arrest, or forfeiture of the  
4 defendant currency. This is a full and final release applying to all unknown and  
5 unanticipated injuries, and/or damages arising out of said seizure, arrest, or forfeiture, as  
6 well as to those now known or disclosed. The parties waived the provisions of California  
7 Civil Code § 1542.

8           6.     Claimant waived any and all claim or right to interest that may have  
9 accrued on the defendant currency.

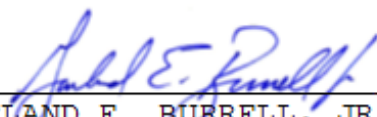
10          7.     All parties are to bear their own costs and attorneys' fees.

11          8.     The U.S. District Court for the Eastern District of California, Hon. Garland  
12 E. Burrell, District Judge, shall retain jurisdiction to enforce the terms of this *Amended*  
13 Final Judgment of Forfeiture.

14          9.     Based upon the allegations set forth in the Complaint filed January 21,  
15 2009, and the *Amended* Stipulation for Final Judgment of Forfeiture filed herein, the  
16 Court enters this Certificate of Reasonable Cause pursuant to 28 U.S.C. § 2465, that  
17 there was reasonable cause for the seizure and arrest of the defendant currency, and for  
18 the commencement and prosecution of this forfeiture action.

19                 SO ORDERED.

20         Dated: April 22, 2015

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25                                 GARLAND E. BURRELL, JR.  
26                                 Senior United States District Judge  
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