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8 UNITED STATES DISTRICT COURT
 9 EASTERN DISTRICT OF CALIFORNIA

10
 11
 12 UNITED STATES OF AMERICA,
 13 Plaintiff,

Case No. 2:09-cv-02223-FCD-JFM

14 v.

**STIPULATION FOR EXTENSION OF
 TIME WITHIN WHICH TO FILE AN
 AMENDED STATEMENT OF
 INTEREST, ANSWERS TO
 COMPLAINT FOR FORFEITURE *IN
 REM* AND MOTION FOR
 APPOINTMENT OF GUARDIAN AD
 LITEM ON BEHALF OF MINORS**

15 APPROXIMATELY \$26,851.00 IN U.S.
 16 CURRENCY, ET AL.

17 Defendants.

18
 19 WHEREAS, this action was filed by plaintiffs on August 11, 2009; and

20 WHEREAS, Claimants counsel filed a Verified Statement of Interest on September 21,
 21 2009, on behalf of Claimants, two testamentary trusts, and Claimants' minor children, Wyatt
 22 Weaver and Kya Weaver; and

23 WHEREAS, Plaintiffs' counsel, the United States Attorney for the Eastern District of
 24 California, notified Claimants' counsel on September 25, 2009, that Under Local Rule 17-202
 25 there are special requirements regarding minors and incompetents, such that a guardian ad litem
 26 must be appointed to represent minors via either state or federal law, in order for the Claimants'
 27 minor children to file a claim and defend this action; and

28 STIPULATION FOR EXTENSION OF TIME WITHIN WHICH TO FILE VARIOUS RESPONSIVE
 PLEADINGS

1 WHEREAS, Plaintiffs' counsel requested on September 25, 2009 that Claimants' counsel
2 file with this court either proof of a state court appointment of a guardian ad litem representing the
3 Claimants' minor children, or, in the alternative, file a motion requesting that this court appoint a
4 guardian ad litem to represent Claimants' minor children, not later than October 9, 2009; and

5 WHEREAS, subsequent to filing Claimants' Verified Statement of Interest on September
6 21, 2009, Claimants' counsel was informed by Drug Enforcement Administration (DEA) staff, that
7 the DEA would voluntarily return the monies seized from four bank accounts, which is the subject
8 of Paragraph 9 of the Verified Statement of Interest filed on September 21, 2009, which
9 information necessitates an amendment to Claimants' Verified Statement of Interest; and

10 WHEREAS, Claimants' counsel presently lacks and is actively seeking information
11 regarding Chas Acres testamentary trust, which information may necessitate an amendment to the
12 Claimants' Verified Statement of Interest, on behalf of the trust; and

13 WHEREAS, in the absence of a stipulation between the parties, Claimants' Answer is
14 required to be filed on October 9, 2009, Pursuant to Rule 12 of Federal Rules of Civil Procedure;
15 and
16

17 WHEREAS, in the absence of a stipulation between the parties, an answer is required to be
18 filed on behalf of the Chas Acres testamentary trust, on October 9, 2009, Pursuant to Rule 12 of
19 Federal Rules of Civil Procedure; and

20 WHEREAS, claimants counsel has ascertained that Claimants' minor children have not
21 been appointed a guardian ad litem pursuant to any state law procedure; and

22 WHEREAS, Plaintiffs' counsel has graciously agreed to an extension of two weeks,
23 running from October 9, 2009, in which Claimants' counsel may file with this Court an amended
24 statement of interest and an answer on behalf of Claimants, an amended statement of interest and
25 an answer on behalf of the Chas Acres testamentary trust, and a motion requesting that this court
26 appoint a guardian ad litem to represent Claimants' minor children.

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28 STIPULATION FOR EXTENSION OF TIME WITHIN WHICH TO FILE VARIOUS RESPONSIVE
 PLEADINGS

