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8 IN THE UNITED STATES DISTRICT COURT  
 9 FOR THE EASTERN DISTRICT OF CALIFORNIA  
 10

11 UNITED STATES OF AMERICA,	)	2:09-CV-03021-WBS-JFM
	)	
12 Plaintiff,	)	FINAL JUDGMENT OF
	)	FORFEITURE
13 v.	)	
	)	
14 2006 TOYOTA TACOMA PICKUP	)	
TRUCK, VIN: 5TEUU42N36Z218237,	)	
15 CALIFORNIA LICENSE NUMBER:	)	
8J56630,	)	
16	)	
Defendant.	)	
17	)	

18 Pursuant to the Stipulation for Final Judgment of  
 19 Forfeiture, the Court finds as follows:

20 1. This is a civil forfeiture action against a 2006  
 21 Toyota Tacoma Pickup Truck, VIN: 5TEUU42N36Z218237, California  
 22 License Number 8J56630 ("defendant vehicle").

23 2. A Verified Complaint for Forfeiture *In Rem* was filed on  
 24 October 29, 2009 ("Verified Complaint"), seeking the forfeiture  
 25 of the defendant vehicle, alleging that said property is subject  
 26 to forfeiture to the United States of America pursuant to 21  
 27 U.S.C. § 881(a)(4).

28 3. On or about November 3, 2009, the Court issued a Warrant

1 for Arrest of Articles *In Rem* for the defendant vehicle, and that  
2 warrant was duly executed on November 18, 2009.

3 4. Beginning on November 10, 2009, for at least 30  
4 consecutive days, the United States published Notice of the  
5 Forfeiture Action on the official internet government forfeiture  
6 site [www.forfeiture.gov](http://www.forfeiture.gov). A Declaration of Publication was filed  
7 on December 10, 2009.

8 5. In addition to the public notice on the official  
9 internet government forfeiture site [www.forfeiture.gov](http://www.forfeiture.gov), actual  
10 notice or attempted notice was given to the following entities  
11 and individuals:

12 a. David Michael Bricknell

13 b. Stephen A. Munkelt (attorney).

14 6. On November 12, 2009, David Bricknell filed a verified  
15 Claim Opposing Forfeiture alleging that he is the owner of the  
16 defendant vehicle. On December 3, 2009, David Bricknell filed an  
17 Answer to the Verified Complaint. On March 22, 2010, David  
18 Bricknell filed a Withdrawal of Claim; Consent for Dismissal,  
19 thereby extinguishing his interest in the defendant vehicle.

20 7. Apart from claimant Bricknell, no other party has filed  
21 a claim or answer in this matter, and the time for which any  
22 person or entity may file a claim and answer has expired.

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

25 1. The Court adopts the Stipulation for Final Judgment of  
26 Forfeiture entered into by and between the parties to this  
27 action.

28 2. That judgment is hereby entered against claimant David

1 Bricknell and all other potential claimants who have not filed  
2 claims in this action.

3 3. All right, title and interest of David Bricknell in the  
4 defendant vehicle shall be forfeited to the United States  
5 pursuant to 21 U.S.C. § 881(a)(4), to be disposed of according to  
6 law.

7 4. That plaintiff United States of America and its  
8 servants, agents, and employees and all other public entities,  
9 their servants, agents, and employees, are released from any and  
10 all liability arising out of or in any way connected with the  
11 arrest, seizure, or forfeiture of the defendant vehicle. This is  
12 a full and final release applying to all unknown and  
13 unanticipated injuries, and/or damages arising out of said  
14 arrest, seizure, or forfeiture, as well as to those now known or  
15 disclosed. The parties waive the provisions of California Civil  
16 Code § 1542.

17 5. All parties are to bear their own costs and attorneys'  
18 fees.

19 6. The Court shall maintain jurisdiction to enforce the  
20 terms of the Final Judgment of Forfeiture.

21 SO ORDERED THIS 6th day of April, 2010.

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24 WILLIAM B. SHUBB  
25 UNITED STATES DISTRICT JUDGE  
26  
27  
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