

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

| | | |
|-------------------------------------|---|---------------------------|
| 11 UNITED STATES OF AMERICA, |) | 2:10-cv-1548 MCE EFB |
| |) | |
| 12 Plaintiff, |) | APPLICATION AND ORDER FOR |
| |) | PUBLICATION |
| 13 v. |) | |
| |) | |
| 14 APPROXIMATELY \$6,267.00 IN U.S. |) | |
| 15 CURRENCY, |) | |
| |) | |
| 16 Defendant. |) | |
| _____ |) | |

17
18 The United States of America, Plaintiff herein, applies for
19 an order of publication as follows:

20 1. Rule G(4) of the Supplemental Rules for Admiralty or
21 Maritime Claims and Asset Forfeiture Actions (hereafter
22 "Supplemental Rules") provides that the Plaintiff shall cause
23 public notice of the action to be given in a newspaper of general
24 circulation or on the official internet government forfeiture
25 site;

26 2. Local Rule 171, Eastern District of California, provides
27 that the Court shall designate by order the appropriate newspaper
28 or other vehicle for publication;

1 3. The defendant Approximately \$6,267.00 in U.S. Currency
2 (hereafter "defendant currency"), was seized in the city of
3 Sacramento in Sacramento County, California. The Drug
4 Enforcement Administration published notice of the non-judicial
5 forfeiture of the defendant currency on May 15, 22 and 29, 2010,
6 in *The Wall Street Journal*.

7 4. Plaintiff proposes that publication be made as follows:

8 a. One publication;
9 b. Thirty (30) consecutive days;
10 c. On the official internet government forfeiture
11 site www.forfeiture.gov;

12 d. The publication is to include the following:

13 (1) The Court and case number of the action;

14 (2) The date of the seizure/posting;

15 (3) The identity and/or description of the
16 property seized/posted;

17 (4) The name and address of the attorney for the
18 Plaintiff;

19 (5) A statement that claims of persons entitled
20 to possession or claiming an interest pursuant to Supplemental
21 Rule G(5) must be filed with the Court and served on the attorney
22 for the Plaintiff no later than 60 days after the first day of
23 publication on the official internet government forfeiture site;
24 and

25 (6) A statement that answers to the Complaint or
26 a motion under Rule 12 of the Federal Rules of Civil Procedure
27 ("Fed. R. Civ. P.") must be filed and served within 21 days after
28 ///

1 the filing of the claims and, in the absence thereof, default may
2 be entered and condemnation ordered.

3 Dated: June 17, 2010

BENJAMIN B. WAGNER
United States Attorney

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6 /s/ Kristin S. Door
KRISTIN S. DOOR
Assistant U.S. Attorney

8 **ORDER**

9 **IT IS SO ORDERED.**

10 Dated: June 22, 2010.

11 
EDMUND F. BRENNAN
UNITED STATES MAGISTRATE JUDGE