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**FILED**

MAY - 4 2010

CLERK, U.S. DISTRICT COURT  
EASTERN DISTRICT OF CALIFORNIA  
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IN THE UNITED STATES DISTRICT COURT FOR THE  
EASTERN DISTRICT OF CALIFORNIA

UNITED STATES OF AMERICA,	)	2:10-MC-00046-MCE-DAD
	)	
Plaintiff,	)	
	)	
v.	)	
	)	STIPULATION AND ORDER EXTENDING
APPROXIMATELY \$5,173.45 IN U.S.	)	TIME FOR FILING A COMPLAINT FOR
CURRENCY SEIZED FROM WELLS FARGO	)	FORFEITURE AND/OR TO OBTAIN AN
BANK ACCOUNT NUMBER 3444347300,	)	INDICTMENT ALLEGING FORFEITURE
	)	
Defendant.	)	
	)	
	)	

18 It is hereby stipulated by and between the United States of  
19 America and claimants Joseph Stancil and Doralee Stancil  
20 ("claimants"), by and through their respective attorney, as  
21 follows:

- 22 1. On or about February 2, 2010, claimants filed a claim, in  
23 the administrative forfeiture proceedings, with the Internal  
24 Revenue Service with respect to the Approximately \$5,173.45 in  
25 U.S. Currency seized from Wells Fargo Bank Account Number  
26 3444347300 (the "defendant funds"), which were seized on or about  
27 November 19, 2009.
- 28 2. The Internal Revenue Service has sent the written notice

1 of intent to forfeit required by 18 U.S.C. § 983(a)(1)(A) to all  
2 known interested parties. The time has expired for any person to  
3 file a claim to the defendant funds under 18 U.S.C. §  
4 983(a)(2)(A)-(E), and no person other than the claimants have  
5 filed a claim to the defendant funds as required by law in the  
6 administrative forfeiture proceeding.

7 3. Under 18 U.S.C. § 983(a)(3)(A), the United States is  
8 required to file a complaint for forfeiture against the defendant  
9 funds and/or to obtain an indictment alleging that the defendant  
10 funds are subject to forfeiture within 90 days after a claim has  
11 been filed in the administrative forfeiture proceedings, unless  
12 the court extends the deadline for good cause shown or by  
13 agreement of the parties. That deadline is currently May 3, 2010.

14 4. As provided in 18 U.S.C. § 983(a)(3)(A), the parties wish  
15 by agreement to extend to August 2, 2010, the time in which the  
16 United States is required to file a civil complaint for forfeiture  
17 against the defendant funds and/or to obtain an indictment  
18 alleging that the defendant funds are subject to forfeiture.

19 5. Accordingly, the parties agree that the deadline by which  
20 the United States shall be required to file a complaint for  
21 forfeiture against the defendant funds and/or to obtain an

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1 indictment alleging that the defendant funds are subject to  
2 forfeiture shall be extended to August 2, 2010.

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BENJAMIN B. WAGNER  
United States Attorney

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DATE: April 29, 2010

/s/ Jean M. Hobler  
JEAN M. HOBLER  
Special Assistant U.S. Attorney

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**4/29/2010**  
DATE: \_\_\_\_\_

**/s/ Donald H. Heller**  
\_\_\_\_\_  
DONALD H. HELLER  
Attorney for Claimants  
Joseph and Doralee Stancil

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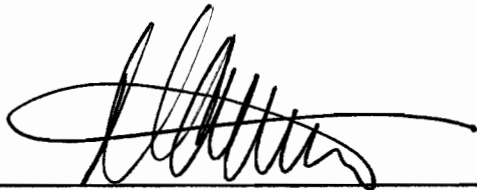
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IT IS SO ORDERED.

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DATE: 5.4.10

  
\_\_\_\_\_  
UNITED STATES DISTRICT COURT JUDGE

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