

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

5
 6
 7

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

10
 11
 12
 13
 14
 15
 16
 17

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 attorneys, 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 ///

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

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

15 4. By Stipulation and Order filed May 4, 2010, the parties
16 stipulated to extend to August 2, 2010, the time in which the
17 United States is required to file a civil complaint for forfeiture
18 against the defendant funds and/or to obtain an indictment
19 alleging that the defendant funds are subject to forfeiture.

20 5. As provided in 18 U.S.C. § 983(a)(3)(A), the parties wish
21 by agreement to further extend to November 2, 2010, the time in
22 which the United States is required to file a civil complaint for
23 forfeiture against the defendant funds and/or to obtain an
24 indictment alleging that the defendant funds are subject to
25 forfeiture.

26 ///

27 ///

28 ///

