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

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11	UNITED STATES OF AMERICA,)	2:10-MC-00060-FCD-KJN
)	
12	Plaintiff,)	
)	
13	v.)	
)	STIPULATION AND ORDER EXTENDING
14	APPROXIMATELY \$105,500.00 IN)	TIME FOR FILING A COMPLAINT FOR
	U.S. CURRENCY SEIZED FROM JP)	FORFEITURE AND/OR TO OBTAIN AN
15	MORGAN CHASE PERSONAL MONEY)	INDICTMENT ALLEGING FORFEITURE
	MARKET ACCOUNT NUMBER 4178013903,)	
16	HELD IN THE NAME VERONICA C.)	
	PADILLA,)	
17)	
	Defendant.)	
18)	
)	

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20 It is hereby stipulated by and between the United States of
 21 America and claimant Raymond Padilla, Jr. ("claimant"), by and
 22 through his respective attorney, as follows:

23 1. On or about March 18, 2010, claimant filed a claim, in the
 24 administrative forfeiture proceedings, with the Internal Revenue
 25 Service with respect to the Approximately \$105,500.00 in U.S.
 26 Currency seized from JP Morgan Chase Personal Money Market Account
 27 Number 4178013903, held in the name Veronica C. Padilla, (the
 28 "defendant funds"), which was seized on or about January 7, 2010.

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. § 983(a)(2)(A)-
5 (E), and no person other than the claimant has filed a claim to the
6 defendant funds as required by law in the administrative forfeiture
7 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 the
13 court extends the deadline for good cause shown or by agreement of
14 the parties. That deadline was June 16, 2010.

15 4. By Stipulation and Order filed June 2, 2010, the parties
16 stipulated to extend to August 16, 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 alleging
19 that the defendant funds are subject to forfeiture.

20 5. By Stipulation and Order filed August 16, 2010, the
21 parties stipulated to extend to August 23, 2010, the time in which
22 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 6. By Stipulation and Order filed August 20, 2010, the
27 parties stipulated to extend to October 22, 2010, the time in which
28 the United States is required to file a civil complaint for

1 forfeiture against the defendant funds and/or to obtain an
2 indictment alleging that the defendant funds are subject to
3 forfeiture.

4 7. As provided in 18 U.S.C. § 983(a)(3)(A), the parties wish
5 by agreement to further extend to January 20, 2011, the time in
6 which the United States is required to file a civil complaint for
7 forfeiture against the defendant funds and/or to obtain an
8 indictment alleging that the defendant funds are subject to
9 forfeiture.

10 8. Accordingly, the parties agree that the deadline by which
11 the United States shall be required to file a complaint for
12 forfeiture against the defendant funds and/or to obtain an
13 indictment alleging that the defendant funds are subject to
14 forfeiture shall be extended to January 20, 2011.

15 BENJAMIN B. WAGNER
16 United States Attorney

17 DATE: 10/8/10

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


20 DATE: 10-8-10

/s/ Christopher H. Wing
CHRISTOPHER H. WING
Attorney for Claimant Raymond
Padilla, Jr.

23 (Original signature retained by
attorney)

24 **IT IS SO ORDERED.**

26 DATE: October 8, 2010


FRANK C. DAMRELL, JR.
UNITED STATES DISTRICT JUDGE

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