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5 United States of America

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 7
 8 IN THE UNITED STATES DISTRICT COURT
 9 FOR THE EASTERN DISTRICT OF CALIFORNIA
 10

11 UNITED STATES OF AMERICA,) 2:11-CV-02272-GEB-KJN
)
 12 Plaintiff,)
) FINAL JUDGMENT OF FORFEITURE
 13 v.)
)
 14 2005 TOYOTA 4-RUNNER TRUCK,)
)
 15 VIN: JTEBU14R750068701,)
)
 CALIFORNIA LICENSE: 5MGM397,)
)
 16 APPROXIMATELY \$1,193.00 IN)
)
 17 U.S. CURRENCY, and)
)
 18 APPLE 16GB IPAD,)
)
 19 Defendants.)
)

20 Pursuant to the Stipulation for Final Judgment of
 21 Forfeiture, the Court finds:

22 1. This is a civil forfeiture action against the above-
 23 captioned assets (hereafter "defendant properties") seized on
 24 March 14, 2011.

25 2. A Verified Complaint for Forfeiture *In Rem* ("Complaint")
 26 was filed on August 26, 2011, alleging that said defendant
 27 properties are subject to forfeiture to the United States of
 28 America pursuant to 18 U.S.C. § 981(a)(1)(c) and 49 U.S.C.
 § 80303.

1 3. On August 29, 2011, the Clerk issued a Warrant for
2 Arrest for the defendant properties, and that warrant was duly
3 executed on September 1, 2011.

4 4. Beginning on September 15, 2011, for at least 30
5 consecutive days, the United States published Notice of the
6 Forfeiture Action on the official internet government forfeiture
7 site www.forfeiture.gov. A Declaration of Publication was filed
8 on October 20, 2011.

9 5. In addition to the public notice on the official
10 internet government forfeiture site www.forfeiture.gov, actual
11 notice or attempted notice was given to the following
12 individuals:

13 a. Charles R. Marsellis

14 b. Wendi Michelle Gomez

15 6. Claimant Wendi Michelle Gomez filed a claim alleging an
16 interest in all of the defendant properties on September 19,
17 2011. No other parties have filed claims or answers in this
18 matter, and the time for which any person or entity may file a
19 claim and answer has expired.

20 7. The Clerk of the Court entered a Clerk's Certificate of
21 Entry of Default against Charles R. Marsellis on October 13,
22 2011. Pursuant to Local Rule 540, the United States requests
23 that as part of the Final Judgment of Forfeiture in this case the
24 Court enter a default judgment against the interest, if any, of
25 Charles R. Marsellis without further notice.

26 Based on the above findings, and the files and records of
27 this Court, it is hereby ORDERED AND ADJUDGED:

28 1. The Court adopts the Stipulation for Final Judgment of

1 Forfeiture entered into by and between the parties to this
2 action.

3 2. Judgment is hereby entered against claimant Wendi
4 Michelle Gomez and all other potential claimants who have not
5 filed claims in this action.

6 3. Upon entry of a Final Judgment of Forfeiture forfeiting
7 the defendant 2005 Toyota 4-Runner Truck, VIN: JTEBU14R750068701,
8 California License Plate: 5MGM397 ("defendant vehicle") to the
9 United States herein, the U.S. Marshal Service shall sell the
10 defendant vehicle in the most commercially feasible manner, as
11 soon as reasonably possible, for the maximum price. Claimant
12 Wendi Michelle Gomez agrees to execute promptly any documents
13 that may be required to complete the sale of the defendant
14 vehicle.

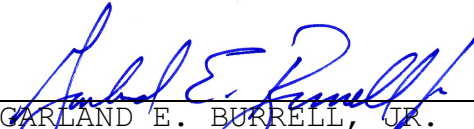
15 4. Upon the sale of the defendant vehicle, the net sale
16 proceeds, less any storage fees, maintenance fees, disposal costs
17 and auctioneer fees, will be divided as follows:

18 a. To claimant Wendi Michelle Gomez: \$500.00 of
19 the net proceeds from the sale of the
20 defendant vehicle.

21 b. To the United States of America: The
22 remainder of the net sale proceeds. All
23 right, title, and interest in said funds
24 shall be substituted for the defendant
25 vehicle and forfeited to the United
26 States pursuant to 18 U.S.C. § 981(a)(1)(c)
27 and 49 U.S.C. § 80303, to be disposed of
28 according to law.

1 8. All parties are to bear their own costs and attorneys'
2 fees.

3 Dated: November 14, 2011

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6 GARLAND E. BURRELL, JR.
United States District Judge

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