

1 BENJAMIN B. WAGNER
United States Attorney
2 KEVIN C. KHASIGIAN
Assistant U. S. Attorney
3 501 I Street, Suite 10-100
Sacramento, CA 95814
4 Telephone: (916) 554-2700
5 Attorneys for the United States

6
7
8 IN THE UNITED STATES DISTRICT COURT
9 EASTERN DISTRICT OF CALIFORNIA
10

11 UNITED STATES OF AMERICA,

2:11-MC-00030-JAM

12 Plaintiff,

13 v.

STIPULATION AND ORDER
EXTENDING TIME FOR FILING
A COMPLAINT FOR FORFEITURE
AND/OR TO OBTAIN AN
INDICTMENT ALLEGING
FORFEITURE

14 APPROXIMATELY \$49,360.00 IN U.S.
CURRENCY,

15 APPROXIMATELY \$9,166.84 IN U.S.
16 CURRENCY,

17 APPROXIMATELY \$4,795.00 IN U.S.
CURRENCY,

18 ASSORTMENT OF JEWELRY VALUED AT
19 APPROXIMATELY \$6,100.00,

20 2006 MASERATI QUATTROPORTE,
VIN: ZAMCE39A660021662, LICENSE
21 NUMBER 5SSH877, and

22 2004 DODGE STRATUS,
VIN: 1B3EL36X94N192290, LICENSE
23 NUMBER 5ZAT819,

24 Defendants.
25

26 It is hereby stipulated by and between the United States of America and claimants David
27 Timothy Eugene Brown and Anne Therese Oropeza ("claimants"), by and through their respective
28

1 attorneys, as follows:

2 1. On or about December 21, 2010, claimants filed a claim, in the administrative forfeiture
3 proceedings, with the Federal Bureau of Investigation with respect to the six assets listed in the above
4 caption (hereafter the "defendant assets"), which were seized on or about September 21 and 22, 2010.

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

10 3. Under 18 U.S.C. § 983(a)(3)(A), the United States is required to file a complaint for
11 forfeiture against the defendant assets and/or to obtain an indictment alleging that the defendant assets
12 are subject to forfeiture within ninety days after a claim has been filed in the administrative forfeiture
13 proceedings, unless the court extends the deadline for good cause shown or by agreement of the parties.
14 That deadline was March 21, 2011.

15 4. By Stipulation and Order filed March 22, 2011, the parties stipulated to extend to June
16 21, 2011 the time in which the United States is required to file a civil complaint for forfeiture against
17 the defendant assets and/or to obtain an indictment alleging that the defendant assets are subject to
18 forfeiture.

19 5. By Stipulation and Order filed June 17, 2011, the parties stipulated to extend to
20 September 21, 2011 the time in which the United States is required to file a civil complaint for
21 forfeiture against the defendant assets and/or to obtain an indictment alleging that the defendant assets
22 are subject to forfeiture.

23 6. By Stipulation and Order filed September 19, 2011, the parties stipulated to extend to
24 December 21, 2011 the time in which the United States is required to file a civil complaint for
25 forfeiture against the defendant assets and/or to obtain an indictment alleging that the defendant assets
26 are subject to forfeiture.

27 7. By Stipulation and Order filed December 22, 2011, the parties stipulated to extend to
28 March 21, 2012 the time in which the United States is required to file a civil complaint for forfeiture

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

3 8. By Stipulation and Order filed March 22, 2012, the parties stipulated to extend to June
4 21, 2012 the time in which the United States is required to file a civil complaint for forfeiture against
5 the defendant assets and/or to obtain an indictment alleging that the defendant assets are subject to
6 forfeiture.

7 9. By Stipulation and Order filed June 13, 2012, the parties stipulated to extend to
8 September 21, 2012 the time in which the United States is required to file a civil complaint for
9 forfeiture against the defendant assets and/or to obtain an indictment alleging that the defendant assets
10 are subject to forfeiture.

11 10. By Stipulation and Order filed September 13, 2012, the parties stipulated to extend to
12 December 21, 2012 the time in which the United States is required to file a civil complaint for
13 forfeiture against the defendant assets and/or to obtain an indictment alleging that the defendant assets
14 are subject to forfeiture.

15 11. By Stipulation and Order filed December 19, 2012, the parties stipulated to extend to
16 March 21, 2013 the time in which the United States is required to file a civil complaint for forfeiture
17 against the defendant assets and/or to obtain an indictment alleging that the defendant assets are subject
18 to forfeiture.

19 12. By Stipulation and Order filed March 15, 2013, the parties stipulated to extend to June
20 21, 2013 the time in which the United States is required to file a civil complaint for forfeiture against
21 the defendant assets and/or to obtain an indictment alleging that the defendant assets are subject to
22 forfeiture.

23 13. By Stipulation and Order filed June 21, 2013, the parties stipulated to extend to
24 September 20, 2013 the time in which the United States is required to file a civil complaint for
25 forfeiture against the defendant assets and/or to obtain an indictment alleging that the defendant assets
26 are subject to forfeiture.

27 14. By Stipulation and Order filed September 19, 2013, the parties stipulated to extend to
28 December 19, 2013 the time in which the United States is required to file a civil complaint for

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

3 15. By Stipulation and Order filed December 19, 2013, the parties stipulated to extend to
4 March 19, 2014 the time in which the United States is required to file a civil complaint for forfeiture
5 against the defendant assets and/or to obtain an indictment alleging that the defendant assets are subject
6 to forfeiture.

7 16. By Stipulation and Order filed March 20, 2014, the parties stipulated to extend to June
8 17, 2014 the time in which the United States is required to file a civil complaint for forfeiture against
9 the defendant assets and/or to obtain an indictment alleging that the defendant assets are subject to
10 forfeiture.

11 17. By Stipulation and Order filed June 17, 2014, the parties stipulated to extend to
12 September 15, 2014 the time in which the United States is required to file a civil complaint for
13 forfeiture against the defendant assets and/or to obtain an indictment alleging that the defendant assets
14 are subject to forfeiture.

15 18. By Stipulation and Order filed September 10, 2014, the parties stipulated to extend to
16 December 15, 2014 the time in which the United States is required to file a civil complaint for
17 forfeiture against the defendant assets and/or to obtain an indictment alleging that the defendant assets
18 are subject to forfeiture.

19 19. By Stipulation and Order filed December 5, 2014, the parties stipulated to extend to
20 March 16, 2015 the time in which the United States is required to file a civil complaint for forfeiture
21 against the defendant assets and/or to obtain an indictment alleging that the defendant assets are subject
22 to forfeiture.

23 20. By Stipulation and Order filed March 9, 2015, the parties stipulated to extend to June 15,
24 2015 the time in which the United States is required to file a civil complaint for forfeiture against the
25 defendant assets and/or to obtain an indictment alleging that the defendant assets are subject to
26 forfeiture.

27 21. As provided in 18 U.S.C. § 983(a)(3)(A), the parties wish by agreement to further
28 extend to September 14, 2015 the time in which the United States is required to file a civil complaint

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

3 22. Accordingly, the parties agree that the deadline by which the United States shall be
4 required to file a complaint for forfeiture against the defendant assets and/or to obtain an indictment
5 alleging that the defendant assets are subject to forfeiture shall be extended to September 14, 2015.

6 BENJAMIN B. WAGNER
7 United States Attorney

8 DATE: 6/9/2015

/s/ Kevin C. Khasigian
9 KEVIN C. KHASIGIAN
Assistant U.S. Attorney

10
11 DATE: 6/9/2015

/s/ Benjamin D. Galloway
12 BENJAMIN D. GALLOWAY
Attorney for Claimant
13 David Timothy Eugene Brown

14 DATE: 6/9/2015

/s/ Benjamin D. Galloway with permission from
15 ANNE THERESE OROPEZA
Claimant

16 (As authorized via email 6/9/15)

17 IT IS SO ORDERED.
18

19 DATE: 6/9/2015

/s/ John A. Mendez
20 JOHN A. MENDEZ
United States District Court Judge
21
22
23
24
25
26
27
28