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

11 UNITED STATES OF AMERICA,	)	2:12-CV-00389-MCE-GGH
	)	
12 Plaintiff,	)	<b>APPLICATION AND ORDER</b>
	)	<b>FOR PUBLICATION</b>
13 v.	)	
	)	
14 APPROXIMATELY \$152,479.20 SEIZED	)	
15 FROM BANK OF STOCKTON	)	
16 ACCOUNT NUMBER 3350004374,	)	
HELD IN THE NAME OF MEP I	)	
ENTERPRISES, INC.;	)	
	)	
17 APPROXIMATELY \$43,177.58 SEIZED	)	
18 FROM BANK OF STOCKTON	)	
19 ACCOUNT NUMBER 1355006253,	)	
HELD IN THE NAME OF MEP I	)	
ENTERPRISES, INC.;	)	
	)	
20 APPROXIMATELY \$22,876.00 SEIZED	)	
21 FROM BANK OF STOCKTON	)	
22 ACCOUNT NUMBER 23000441, HELD	)	
IN THE NAME OF MARK E. POWELL	)	
AND CYNDEE L. POWELL TRUST; and,	)	
	)	
23 APPROXIMATELY \$12,820.00 SEIZED	)	
24 FROM BANK OF STOCKTON	)	
25 ACCOUNT NUMBER 20001426, HELD	)	
IN THE NAME OF NORTHERN TIRE &	)	
WHEEL SPECIALTIES,	)	
26 Defendants.	)	

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1           The United States of America, Plaintiff herein, applies for an order of publication as  
2 follows:

3           1.     Rule G(4) of the Supplemental Rules for Admiralty or Maritime Claims and  
4 Asset Forfeiture Actions (hereafter “Supplemental Rules”) provides that the United States  
5 shall cause public notice of the action to be given in a newspaper of general circulation or on  
6 the official internet government forfeiture site;

7           2.     Local Rule 171, Eastern District of California, provides that the Court shall  
8 designate by order the appropriate newspaper or other vehicle for publication;

9           3.     The defendants approximately \$152,479.20 seized from Bank of Stockton  
10 account number 3350004374, held in the name of MEP I Enterprises, Inc.; approximately  
11 \$43,177.58 seized from Bank of Stockton account number 1355006253, held in the name of  
12 MEP I Enterprises, Inc.; approximately \$22,876.00 seized from Bank of Stockton account  
13 number 23000441, held in the name of Mark E. Powell and Cyndee L. Powell Trust; and,  
14 approximately \$12,820.00 seized from Bank of Stockton account number 20001426, held in  
15 the name of Northern Tire & Wheel Specialties (“the defendant funds”) were seized in the  
16 city of Stockton, San Joaquin County, California.

17           4.     The United States proposes that publication be made as follows:

18               a.    One publication;

19               b.    Thirty (30) consecutive days;

20               c.    On the official internet government forfeiture site [www.forfeiture.gov](http://www.forfeiture.gov);

21               d.    The publication is to include the following:

22                   (1) The court and case number of the action;

23                   (2) The date of the seizure/posting;

24                   (3) The identity and/or description of the property seized/posted;

25                   (4) The name and address of the attorney for the Plaintiff;

26                   (5) A statement that claims of persons entitled to possession or claiming an  
27 interest pursuant to Supplemental Rule G(5) must be filed with the  
28 Court and served on the attorney for the Plaintiff no later than 60 days

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after the first day of publication on the official internet government  
forfeiture site; and

(6) A statement that answers to the Complaint or a motion under Rule 12 of  
the Federal Rules of Civil Procedure (“Fed. R. Civ. P.”) must be filed and  
served within 21 days after the filing of the claims and, in the absence  
thereof, default may be entered and condemnation ordered.

Dated: February 14, 2012

Respectfully submitted,  
BENJAMIN B. WAGNER  
United States Attorney

/s/ Heather Mardel Jones  
HEATHER MARDEL JONES  
Assistant United States Attorney

**ORDER**

**IT IS SO ORDERED.**

Dated: March 2, 2012

/s/ Gregory G. Hollows  
United States Magistrate Judge