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8 Attorneys for the United States
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11 IN THE UNITED STATES DISTRICT COURT
12 EASTERN DISTRICT OF CALIFORNIA
13
14

15 UNITED STATES OF AMERICA,
16
17 Plaintiff,
18
19 v.
20
21 APPROXIMATELY \$86,386.34 IN U.S.
22 CURRENCY SEIZED FROM WELLS
23 FARGO BANK ACCOUNT NUMBER 837-
24 8529088,
25
26 APPROXIMATELY \$75,799.17 IN U.S.
27 CURRENCY SEIZED FROM WELLS
28 FARGO BANK ACCOUNT NUMBER 237-
4897144,
29
30 APPROXIMATELY \$12,487.89 IN U.S.
31 CURRENCY SEIZED FROM WELLS
32 FARGO BANK ACCOUNT NUMBER 837-
33 7300564,
34
35 APPROXIMATELY \$40,000.00 IN U.S.
36 CURRENCY SEIZED FROM WELLS
37 FARGO BANK ACCOUNT NUMBER 840-
38 2798287,
39
40 APPROXIMATELY \$4,779.21 IN U.S.
41 CURRENCY SEIZED FROM WELLS
42 FARGO BANK ACCOUNT NUMBER 837-
43 7299931,
44
45 APPROXIMATELY \$22,560.00 IN U.S.
46 CURRENCY SEIZED FROM WELLS
47 FARGO BANK ACCOUNT NUMBER 522-
48 9480073,

2:12-MC-00084-MCE-CKD

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

1 APPROXIMATELY \$16,300.00 IN U.S.
2 CURRENCY SEIZED FROM WELLS
3 FARGO BANK ACCOUNT NUMBER 688-
4 7162441,
5 APPROXIMATELY \$2,315.48 IN U.S.
6 CURRENCY SEIZED FROM WELLS
7 FARGO BANK ACCOUNT NUMBER 837-
8 7300341,
9 APPROXIMATELY \$6,705.79 IN U.S.
10 CURRENCY SEIZED FROM U.S. BANK
11 ACCOUNT NUMBER 1-534-6593-5705,
12 APPROXIMATELY \$23,437.76 IN U.S.
13 CURRENCY SEIZED FROM U.S. BANK
14 ACCOUNT NUMBER 1-534-9727-8140,
15 APPROXIMATELY \$8,270.00 IN U.S.
16 CURRENCY,
17 APPROXIMATELY \$12,290.00 IN U.S.
18 CURRENCY,
19 APPROXIMATELY \$7,874.00 IN U.S.
20 CURRENCY,
21 APPROXIMATELY \$9,600.00 IN U.S.
22 CURRENCY,
23 APPROXIMATELY \$41,820.00 IN U.S.
24 CURRENCY,
25 APPROXIMATELY \$4,980.00 IN U.S.
26 CURRENCY,
27 APPROXIMATELY \$22,057.00 IN U.S.
28 CURRENCY,
ASSORTED JEWELRY VALUED AT
\$178,675.00,
ASSORTED JEWELRY VALUED AT
\$32,000.00,
2010 HARLEY DAVIDSON ROAD GLIDE
TOURING MOTORCYCLE, VIN:
1HD1KH43XAB656597, CALIFORNIA
LICENSE: 20J4782,
2010 HARLEY DAVIDSON ROAD GLIDE
TOURING MOTORCYCLE, VIN:

1 1HD1KH43XAB645194, CALIFORNIA
2 LICENSE: 20E7868,
3
4 2011 HARLEY DAVIDSON ROAD GLIDE
5 TOURING MOTORCYCLE, VIN:
6 1HD1KH435BB605168, CALIFORNIA
7 LICENSE: 20M0719,
8
9 2011 HARLEY DAVIDSON ROAD GLIDE
10 TOURING MOTORCYCLE, VIN:
11 1HD1KH431BB627068, CALIFORNIA
12 LICENSE: 20M5789,
13
14 2003 HARLEY DAVIDSON FXDXT
15 MOTORCYCLE, VIN:
16 1HD1GLV153K315113, CALIFORNIA
17 LICENSE: 18E3564,
18
19 2009 MERCEDES BENZ S550, VIN:
20 WDDNG71XX9A272641, CALIFORNIA
21 LICENSE: 6TFD622,
22
23 2009 LAND ROVER RANGE ROVER, VIN:
24 SALSH23469A210503, CALIFORNIA
25 LICENSE: 6HXA254,
26
27 2010 GMC SAVANA CONVERSION VAN
28 EXPLORER, VIN: 1GDZGMBG3A1138479,
29 CALIFORNIA LICENSE: 6KTW397,
30
31 2012 ELIMINATOR SPEEDSTER BOAT,
32 VIN: ELBA0131G112, CALIFORNIA
33 VESSEL NUMBER: CF0818RR,
34
35 2012 EXTREME CARRIER TRAILER, VIN:
36 5DBUP28381R000028, CALIFORNIA
37 LICENSE: 4LU8888,
38
39 2008 NORDIC 28-FOOT POWER BOAT
40 WITH 2004 TRAILER, VIN: NDC86722G708,
41 CALIFORNIA VESSEL NUMBER:
42 CF5317RN,
43
44 2007 TRACKER TARGA 17 SPORT BOAT
45 WITH 2004 TRAILER, VIN: BUJ64228C707,
46 CALIFORNIA VESSEL NUMBER:
47 CF3895RN,
48
49 25 SIG SAUER MOSQUITO 22 CALIBER
50 SEMI-AUTOMATIC HANDGUN, SERIAL
51 NUMBER: F011198,
52
53 27 GLOCK 45 CALIBER, MODEL 21
54 HANDGUN, SERIAL NUMBER: MRX665,
55 WITH AMMUNITION,

1 GLOCK 40 CALIBER, MODEL 23 SEMI-
2 AUTOMATIC HANDGUN, SERIAL
3 NUMBER: GDZ776, WITH AMMUNITION,
4 SMITH AND WESSON, MODEL AR-15
5 RIFLE, SERIAL NUMBER: 97540, WITH
6 AMMUNITION, AND
7 2008 FORD F-350 CREW CAB TRUCK, VIN:
8 1FTWW31R88EA64972, CALIFORNIA
9 LICENSE: 8N24680,

10 Defendants.

11 It is hereby stipulated by and between the United States of America and Claimants
12 Steven Ortega, Sr., Steven Ortega, Jr., Anthony Winters, Richard Serrell, Steven M.
13 Adgate, Andrea Vickery, Joseph and Karin Mirante, Justin McMillan, Jason Siegfried,
14 Ashley Owles, Derek Winters, Anthony Giarrusso and Marla Ortega, by and through their
15 respective attorneys, and Thomas and Denise Hohn, in *propria persona* ("Claimants"), as
16 follows:

17 1. The following table details the claimant, assets, dates in which claims were filed
18 in the administrative forfeiture proceedings with either the Internal Revenue Service –
19 Criminal Investigation ("IRS-CI") or the U.S. Drug Enforcement Administration ("DEA")
20 and the dates the defendant assets were seized:

Claimant	Asset	Claim Rec'd	Complaint Due	Agency	Date Seized
Anthony Winters	Approximately \$86,386.34 in USC seized from Wells Fargo Bank	7/30/2012	10/28/2012	IRS-CI	5/16/2012
Steven and Marla Ortega	Approximately \$86,386.34 in USC seized from Wells Fargo Bank	8/06/2012	11/04/2012	IRS-CI	5/16/2012
Anthony Winters	Approximately \$75,799.17 in USC seized from Wells Fargo Bank	7/30/2012	10/28/2012	IRS-CI	5/16/2012
Steven and Marla Ortega	Approximately \$75,799.17 in USC seized from Wells Fargo Bank	8/06/2012	11/04/2012	IRS-CI	5/16/2012
Anthony Winters	Approximately \$12,487.89 in USC seized from Wells Fargo Bank	7/30/2012	10/28/2012	IRS-CI	5/16/2012
Steven and Marla Ortega	Approximately \$12,487.89 in USC seized from Wells Fargo Bank	8/06/2012	11/04/2012	IRS-CI	5/16/2012

	Claimant	Asset	Claim Filed	Complaint Due	Agency	Date Seized
1	Steven and Marla Ortega	Approximately \$22,560.00 in USC seized from Wells Fargo Bank	8/06/2012	11/04/2012	IRS-CI	5/16/2012
2	Steven and Marla Ortega	Approximately \$16,300.00 in USC seized from Wells Fargo Bank	8/06/2012	11/04/2012	IRS-CI	5/16/2012
3	Steven and Marla Ortega	Approximately \$2,315.48 in USC seized from Wells Fargo Bank	8/06/2012	11/04/2012	IRS-CI	5/16/2012
4	Steven and Marla Ortega	Approximately \$6,705.79 in USC seized from US Bank	8/06/2012	11/04/2012	IRS-CI	5/16/2012
5	Steven and Marla Ortega	Approximately \$23,437.76 in USC seized from US Bank	8/06/2012	11/04/2012	IRS-CI	5/16/2012
6	Steven Ortega, Jr.	Approximately \$23,437.76 in USC seized from US Bank	8/07/2012	11/05/2012	IRS-CI	5/16/2012
7	Anthony Winters	Approximately \$8,270.00 in USC	7/30/2012	10/28/2012	DEA	5/16/2012
8	Anthony Winters	Approximately \$12,290.00 in USC	7/30/2012	10/28/2012	DEA	5/16/2012
9	Steven and Marla Ortega	Approximately \$12,290.00 in USC	8/06/2012	11/04/2012	DEA	5/16/2012
10	Steven and Marla Ortega	Approximately \$7,874.00 in USC	8/06/2012	11/04/2012	DEA	5/16/2012
11	Richard Serrell	Approximately \$9,600.00 in USC	8/02/2012	10/31/2012	DEA	5/16/2012
12	Steven Ortega, Jr.	Approximately \$41,820.00 in USC	8/03/2012	11/01/2012	DEA	5/16/2012
13	Steven and Marla Ortega	Approximately \$4,980.00 in USC	8/06/2012	11/04/2012	DEA	5/16/2012
14	Steven and Marla Ortega	Approximately \$22,057.00 in USC	8/06/2012	11/04/2012	DEA	5/16/2012
15	Steven and Marla Ortega	Approximately \$57,642.00 in USC	8/06/2012	11/04/2012	DEA	5/16/2012
16	Richard Serrell	Assorted Jewelry Valued at \$178,675.00	8/02/2012	10/31/2012	DEA	5/16/2012
17	Andrea Vickery	Assorted Jewelry Valued at \$32,000.00	8/17/2012	11/15/2012	DEA	5/16/2012
18	Steven Ortega, Jr.	Assorted Jewelry Valued at \$32,000.00	8/03/2012	11/01/2012	DEA	5/16/2012
19	Steven and Marla Ortega	2010 Harley Davidson Road Glide Touring Motorcycle, 6597	8/06/2012	11/04/2012	DEA	5/16/2012
20	Thomas and Denise Hohn	2010 Harley Davidson Road Glide Touring Motorcycle, 6597	8/16/2012	11/14/2012	DEA	5/16/2012
21	Steven and Marla Ortega	2010 Harley Davidson Road Glide Touring Motorcycle, 5194	8/06/2012	11/04/2012	DEA	5/16/2012
22	Joseph and Karin Mirante	2010 Harley Davidson Road Glide Touring Motorcycle, 5194	8/08/2012	11/06/2012	DEA	5/16/2012
23	Steven Ortega, Jr.	2011 Harley Davidson Road Glide Touring Motorcycle, 5168	8/03/2012	11/01/2012	DEA	5/16/2012
24	Steven Ortega, Jr.	2011 Harley Davidson Road Glide Touring	8/03/2012	11/01/2012	DEA	5/16/2012

		Motorcycle, 7068				
1	Claimant	Asset	Claim Filed	Complaint Due	Agency	Date Seized
2	Joseph and Karin Mirante	2009 Mercedes Benz S550	8/08/2012	11/06/2012	DEA	5/16/2012
3	Derek Winters	2009 Land Rover Range Rover	8/02/2012	10/31/2012	DEA	5/16/2012
4	Richard Serrell	2010 GMC Savana Conversion Van Explorer	8/02/2012	10/31/2012	DEA	5/16/2012
5	Steven Ortega, Jr.	2012 Eliminator Speedster Boat	8/03/2012	11/01/2012	DEA	5/16/2012
6	Steven Adgate	2012 Eliminator Speedster Boat	8/15/2012	11/13/2012	DEA	5/16/2012
7	Steven Ortega, Jr.	2012 Extreme Carrier Trailer	8/03/2012	11/01/2012	DEA	5/16/2012
8	Steven Adgate	2012 Extreme Carrier Trailer	8/15/2012	11/13/2012	DEA	5/16/2012
9	Richard Serrell	2008 Nordic 28-Foot Power Boat with 2004 Trailer	8/02/2012	10/31/2012	DEA	5/16/2012
10	Derek Winters	2007 Tracker Targa 17 Sport Boat with 2004 Trailer	8/02/2012	10/31/2012	DEA	5/16/2012
11	Steven and Marla Ortega	Sig Sauer Mosquito 22 Caliber Semi-Automatic handgun	8/06/2012	11/04/2012	DEA	5/16/2012
12	Justin McMillian	Glock 45 Caliber, Model 21 Handgun	8/13/2012	11/11/2012	DEA	5/16/2012
13	Jason Siegfried	Glock 40 Caliber, Model 23 Semi-Automatic Handgun	8/15/2012	11/13/2012	DEA	5/16/2012
14	Ashley Owles	Glock 40 Caliber, Model 23 Semi-Automatic Handgun	8/15/2012	11/13/2012	DEA	5/16/2012
15	Justin McMillian	Smith & Wesson, Model AR-15 Rifle	8/13/2012	11/11/2012	DEA	5/16/2012
16	Anthony Giarrusso	2008 Ford F-350 Crew Cab Truck	10/15/2012	1/13/2013	DEA	5/16/2012

2. The Internal Revenue Service – Criminal Investigation and the U.S. Drug Enforcement Administration have sent written notice of the intent to forfeit required by 18 U.S.C. § 983(a)(1)(A) to all known interested parties. The time has expired for any person to file a claim to the defendant assets under 18 U.S.C. § 983(a)(2)(A) (E), and no person other than Claimants have filed a claim to the defendant assets as required by law in the administrative forfeiture proceeding.

3. Under 18 U.S.C. § 983(a)(3)(A), the United States is required to file a complaint for forfeiture against the defendant assets and/or to obtain an indictment alleging that the defendant assets are subject to forfeiture within ninety days after a claim has been filed in the administrative forfeiture proceedings, unless the court extends the deadline

1 for good cause shown or by agreement of the parties. The deadlines for each of the
2 defendant assets are listed above, with the earliest date of October 28, 2012.

3 4. By Stipulation and Order filed October 18, 2012, the parties stipulated to
4 extend to January 25, 2013, the time in which the United States is required to file a civil
5 complaint for forfeiture against the defendant assets and/or to obtain an indictment
6 alleging that the defendant assets are subject to forfeiture.

7 5. By Stipulation and Order filed January 15, 2013, the parties stipulated to
8 extend to April 12, 2013, the time in which the United States is required to file a civil
9 complaint for forfeiture against the defendant assets and/or to obtain an indictment
10 alleging that the defendant assets are subject to forfeiture.

11 6. By Stipulation and Order filed April 15, 2013, the parties stipulated to
12 extend to July 12, 2013, the time in which the United States is required to file a civil
13 complaint for forfeiture against the defendant assets and/or to obtain an indictment
14 alleging that the defendant assets are subject to forfeiture.

15 7. By Stipulation and Order filed July 12, 2013, the parties stipulated to
16 extend to October 11, 2013, the time in which the United States is required to file a civil
17 complaint for forfeiture against the defendant assets and/or to obtain an indictment
18 alleging that the defendant assets are subject to forfeiture.

19 8. By Stipulation and Order filed October 11, 2013, the parties stipulated to
20 extend to January 9, 2014, the time in which the United States is required to file a civil
21 complaint for forfeiture against the defendant assets and/or to obtain an indictment
22 alleging that the defendant assets are subject to forfeiture.

23 9. By Stipulation and Order filed January 7, 2014, the parties stipulated to
24 extend to April 9, 2014, the time in which the United States is required to file a civil
25 complaint for forfeiture against the defendant assets and/or to obtain an indictment
26 alleging that the defendant assets are subject to forfeiture.

27 10. By Stipulation and Order filed April 11, 2014, the parties stipulated to
28 extend to July 8, 2014, the time in which the United States is required to file a civil

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

3 11. By Stipulation and Order filed July 22, 2014, the parties stipulated to
4 extend to October 6, 2014, the time in which the United States is required to file a civil
5 complaint for forfeiture against the defendant assets and/or to obtain an indictment
6 alleging that the defendant assets are subject to forfeiture.

7 12. By Stipulation and Order filed October 7, 2014, the parties stipulated to
8 extend to January 5, 2015, the time in which the United States is required to file a civil
9 complaint for forfeiture against the defendant assets and/or to obtain an indictment
10 alleging that the defendant assets are subject to forfeiture.

11 13. As provided in 18 U.S.C. § 983(a)(3)(A), the parties wish by agreement to
12 extend to April 6, 2015, the time in which the United States is required to file a civil
13 complaint for forfeiture against the defendant assets and/or to obtain an indictment
14 alleging that the defendant assets are subject to forfeiture.

15 14. Accordingly, the parties agree that the deadline by which the United States
16 shall be required to file a complaint for forfeiture against the defendant assets and/or to
17 obtain an indictment alleging that the defendant assets are subject to forfeiture shall be
18 extended to April 6, 2015.

19 DATE: 12/31/2014

BENJAMIN B. WAGNER
United States Attorney

21 By: /s/ Kevin C. Khasigian
22 KEVIN C. KHASIGIAN
Assistant U.S. Attorney

23 DATE: 12/31/2014

/s/ Carolyn M. Hagin
CAROLYN M. HAGIN
Attorney for Claimant Anthony Winters
(Authorized via email)

26 DATE: 12/19/2014

/s/ Benjamin D. Galloway
BENJAMIN D. GALLOWAY
Attorney for Claimant Steven Ortega, Sr.
(Authorized via email)

1 DATE: 12/21/2014

2 /s/ Darryl Stallworth
3 **DARRYL STALLWORTH**
4 Attorney for Claimant Richard Serrell
(Authorized via email)

5 DATE: 12/30/2014

6 /s/ William J. Portanova
7 **WILLIAM J. PORTANOVA**
8 Attorney for Claimant Steven Adgate
(Authorized via email)

9 DATE: 12/19/2014

10 /s/ Scott A. Sugarman
11 **SCOTT A. SUGARMAN**
12 Attorney for Claimants
13 Joseph and Karin Mirante
(Authorized via email)

14 DATE: 12/20/14

15 /s/ Randy Sue Pollock
16 **RANDY SUE POLLOCK**
17 Attorney for Claimant Steven Ortega, Jr.
(Signature retained by attorney)

18 DATE: 12/20/14

19 /s/ Randy Sue Pollock
20 **RANDY SUE POLLOCK**
21 Attorney for Claimant Andrea Vickery
(Signature retained by attorney)

22 DATE: 12/31/2014

23 /s/ Russell S. Humphrey
24 **RUSSELL S. HUMPHREY**
25 Attorney for Claimant Derek Winters
(Authorized via email)

26 DATE: 1/2/2015

27 /s/ James R. Greiner
28 **JAMES R. GREINER**
Attorney for Claimants
Jason Siegfried and Ashley Owles
(Authorized via email)

DATE: 12/23/2014

/s/ Scott N. Cameron
SCOTT N. CAMERON
Attorney for Claimant Justin McMillian
(Authorized via email)

DATE: 12/19/2014

/s/ Hayes H. Gable III
HAYES H. GABLE III
Attorney for Claimant Anthony Giarrusso
(Authorized via email)

1 DATE: 12/31/2014

/s/ Shari Rusk

SHARI RUSK

2 Attorney for Claimant Marla Ortega
3 (Authorized via email)

4 DATE: 12/22/2014

/s/ Thomas Hohn

THOMAS HOHN

5 Claimant, Appearing in *propria persona*
6 (Authorized via email)

7 DATE: 12/22/2014

/s/ Denise Hohn

DENISE HOHN

8 Claimant, Appearing in *propria persona*
9 (Authorized via email)

10 IT IS SO ORDERED.

11 Dated: January 5, 2015


12 Morrison C. England, Jr.
13 MORRISON C. ENGLAND, JR., CHIEF JUDGE
14 UNITED STATES DISTRICT COURT

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