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

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 11 UNITED STATES OF AMERICA,
 12 Plaintiff,
 13 v.
 14 APPROXIMATELY \$25,900.00 IN U.S.
 CURRENCY,
 15 Defendant.

2:13-CV-00858-JAM-DAD
 FINAL JUDGMENT OF FORFEITURE

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

- 18 1. This is a civil forfeiture action *in rem* against Approximately \$25,900.00 in U.S. Currency
 19 (“defendant currency”) seized on or about November 8, 2012.
 20 2. A Verified Complaint for Forfeiture In Rem (“Complaint”) was filed on May 2, 2013,
 21 alleging that the defendant currency is subject to forfeiture to the United States pursuant to 21 U.S.C. §
 22 881(a)(6).
 23 3. On May 13, 2013, the Clerk issued a Warrant for Arrest for the defendant currency, and
 24 that warrant was executed on June 3, 2013.
 25 4. Beginning on May 16, 2013, for at least 30 consecutive days, the United States published
 26 Notice of the Forfeiture Action on the official internet government forfeiture site www.forfeiture.gov. A
 27 Declaration of Publication was filed on June 20, 2013.
 28 5. In addition to the public notice on the official internet government forfeiture site

1 www.forfeiture.gov, actual notice or attempted notice was given to Gerard Richard.

2 6. Claimant Gerard Richard (“Claimant”) filed a claim alleging an interest in the defendant
3 currency on November 25, 2013, and an answer to the complaint on December 16, 2013. No other
4 parties have filed claims or answers in this matter, and the time in which any person or entity may file a
5 claim and answer has expired.

6 Based on the above findings, and the files and records of the Court, it is hereby ORDERED AND
7 ADJUDGED:

8 1. The Court adopts the Stipulation for Final Judgment of Forfeiture entered into by and
9 between the parties to this action.

10 2. That judgment is hereby entered against claimant Gerard Richard and all other potential
11 claimants who have not filed claims in this action.

12 3. Upon entry of this Final Judgment of Forfeiture, \$18,900.00 of the \$25,900.00 in U.S.
13 Currency, together with any interest that may have accrued on the total amount seized, shall be forfeited
14 to the United States pursuant to 21 U.S.C. § 881(a)(6), to be disposed of according to law.

15 4. Upon entry of this Final Judgment of Forfeiture, but no later than 60 days thereafter,
16 \$7,000.00 of the \$25,900.00 in U.S. Currency shall be returned to claimant Gerard Richard.

17 5. The United States and its servants, agents, and employees and all other public entities,
18 their servants, agents, and employees, are released from any and all liability arising out of or in any way
19 connected with the seizure, arrest, or forfeiture of the defendant currency. This is a full and final release
20 applying to all unknown and unanticipated injuries, and/or damages arising out of said seizure, arrest, or
21 forfeiture, as well as to those now known or disclosed. The parties waived the provisions of California
22 Civil Code § 1542.

23 6. Claimant waived any and all claim or right to interest that may have accrued on the
24 defendant currency.

25 7. All parties are to bear their own costs and attorneys' fees.

26 8. The U.S. District Court for the Eastern District of California, Hon. John A. Mendez,
27 District Judge, shall retain jurisdiction to enforce the terms of this Final Judgment of Forfeiture.

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1 CERTIFICATE OF REASONABLE CAUSE

2 9. Based upon the allegations set forth in the Complaint filed May 2, 2013, and the
3 Stipulation for Final Judgment of Forfeiture filed herein, the Court enters this Certificate of Reasonable
4 Cause pursuant to 28 U.S.C. § 2465, that there was reasonable cause for the seizure and arrest of the
5 defendant currency, and for the commencement and prosecution of this forfeiture action.

6 SO ORDERED THIS 12th day of August, 2014

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8 /s/ John A. Mendez
9 JOHN A. MENDEZ
United States District Court Judge