

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28

BENJAMIN B. WAGNER
United States Attorney
JEFFREY A. SPIVAK
Assistant U. S. Attorney
501 I Street, Suite 10-100
Sacramento, CA 95814
Telephone: (916) 554-2700

Attorneys for the United States

IN THE UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF CALIFORNIA

UNITED STATES OF AMERICA,

Plaintiff,

v.

APPROXIMATELY \$18,731.00 IN U.S.
CURRENCY,

Defendant.

2:13-CV-02418-MCE-EFB

APPLICATION AND ORDER FOR
PUBLICATION

The United States of America applies for an order of publication as follows:

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

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

3. The defendant Approximately \$18,731.00 in U.S. Currency (“defendant currency”) was seized in the city of Shingle Springs, in El Dorado County, California. Beginning on July 8, 2013, the Drug Enforcement Administration published notice of the non-judicial forfeiture of the defendant currency for 30 consecutive days on the official

1 internet government forfeiture site www.forfeiture.gov.

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

3 a. One publication;

4 b. Thirty (30) consecutive days;

5 c. On the official internet government forfeiture site www.forfeiture.gov;

6 d. The publication is to include the following:

7 (1) The Court and case number of the action;

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

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

10 (4) The name and address of the attorney for the United States;

11 (5) A statement that claims of persons entitled to possession or

12 claiming an interest pursuant to Supplemental Rule G(5) must be filed with the Court
13 and served on the attorney for the United States no later than 60 days after the first day
14 of publication on the official internet government forfeiture site; and

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

19 Dated: 11/19/2013

BENJAMIN B. WAGNER
United States Attorney

20
21
22 By: /s/ Jeffrey A. Spivak
JEFFREY A. SPIVAK
Assistant U.S. Attorney

23
24
25 **ORDER**

26 IT IS SO ORDERED.

27 Dated: December 5, 2013.


EDMUND F. BRENNAN
UNITED STATES MAGISTRATE JUDGE