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 9 IN THE UNITED STATES DISTRICT COURT
 10 EASTERN DISTRICT OF CALIFORNIA
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12 UNITED STATES OF AMERICA,
 13 Plaintiff,
 14 v.
 15 APPROXIMATELY \$46,686.00 IN U.S.
 16 CURRENCY,
 17 Defendant.

2:13-CV-2644-JAM-CKD

WARRANT FOR ARREST OF
ARTICLES *IN REM*

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 19 TO THE U.S. MARSHALS SERVICE OF THE EASTERN DISTRICT OF
 20 CALIFORNIA AND/OR ANY OTHER DULY AUTHORIZED LAW ENFORCEMENT
 21 OFFICER:

22 WHEREAS, a verified complaint for forfeiture has been filed on December 23,
 23 2013, in the United States District Court for the Eastern District of California, alleging
 24 that the defendant Approximately \$46,686.00 in U.S. Currency, (hereafter “defendant
 25 currency”) is subject to forfeiture to the United States pursuant to 21 U.S.C. § 881(a)(6)
 26 for one or more violations of 21 U.S.C. §§ 841 *et seq.*;

27 WHEREAS, Rule G(3)(b)(i) of the Supplemental Rules for Admiralty or Maritime
 28 Claims and Asset Forfeiture Actions (“Supplemental Rules”) provides that when the

1 United States files a complaint demanding a forfeiture for a violation of a federal statute,
2 the clerk must issue a warrant to arrest the property if it is in the government's
3 possession, custody, or control. The defendant currency is in the custody of the U.S.
4 Marshal's Service for the Eastern District of California;

5 WHEREAS, in addition, United States Magistrate Judge Alison Claire has
6 ordered that the Clerk for the United States District Court, Eastern District of
7 California, shall issue a Warrant for Arrest of Articles *In Rem* for the defendant currency
8 based on the Verified Complaint for Forfeiture *In Rem* and the affidavit of Drug
9 Enforcement Administration Special Agent James Delaney, stating that there is
10 probable cause to believe that the defendant property so described constitutes property
11 that is subject to forfeiture for such violation(s);

12 YOU ARE THEREFORE, HEREBY COMMANDED to arrest and seize the
13 defendant currency, and use discretion and whatever means appropriate to protect and
14 maintain said defendant currency; and;

15 IT IS FURTHER ORDERED that you shall provide notice of this action to all
16 persons thought to have an interest in or claim against the defendant currency by
17 serving upon such persons a copy of this warrant and a copy of the Verified Complaint
18 for Forfeiture *In Rem* in a manner consistent with the Supplemental Rules, the Federal
19 Rules of Civil Procedure ("Fed. R. Civ. P."), and federal law. This warrant provides
20 notice that in order to avoid forfeiture of the defendant currency, any person claiming an
21 interest in, or right against, the property must file a verified claim, signed under penalty
22 of perjury, identifying the interest in, or right against, the property in the manner set
23 forth in Rule G(5)(a) of the Supplemental Rules, Federal Rules of Civil Procedure, except
24 that in no event may such a claim be filed later than 35 days after the date of notice of
25 the forfeiture action and a copy of the complaint was sent or, as applicable, 60 days after
26 the first day of publication on the official internet government forfeiture site
27 www.forfeiture.gov posting the notice of the forfeiture action. In addition, any person
28 having filed such a claim must also file an answer to the complaint or a motion **under**

1 Rule G(5) and Fed. R. Civ. P., Rule 12 no later than 21 days after the filing of the claim,
2 with a copy thereof sent to Assistant U.S. Attorney Kevin C. Khasigian, 501 I Street,
3 Suite 10-100, Sacramento, CA 95814.

4 IT IS FURTHER ORDERED that, promptly after execution of this process, you
5 shall file the same in this Court with your return thereon, identifying the individuals upon
6 whom copies were served and the manner employed.

7 Dated: December 23, 2013

MARIANNE MATHERLY, Clerk

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9 By: J. DONATI
10 Deputy Clerk
11 United States District Court
12 Eastern District of California
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