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8 IN THE UNITED STATES DISTRICT COURT  
9 EASTERN DISTRICT OF CALIFORNIA  
10

11 UNITED STATES OF AMERICA,

12 Plaintiff,

13 v.

14 APPROXIMATELY \$18,928.00 IN U.S.  
CURRENCY,

15 Defendant.  
16

2:14-CV-02765-MCE-KJN

WARRANT FOR ARREST OF  
ARTICLES *IN REM*

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

20 WHEREAS, a verified complaint of forfeiture has been filed on November 25, 2014,  
21 in the United States District Court for the Eastern District of California, alleging that the  
22 defendant Approximately \$18,928.00 in U.S. Currency ("Defendant Currency") is subject to  
23 forfeiture to the United States pursuant to 21 U.S.C. § 881(a)(6) for one or more violations  
24 of 21 U.S.C. §§ 841 *et seq.*;

25 WHEREAS, Rule G(3)(b)(i) of the Supplemental Rules for Admiralty or Maritime  
26 Claims and Asset Forfeiture Actions ("Supplemental Rules") provides that when the  
27 United States files a complaint demanding a forfeiture for violation of a federal statute,  
28 the clerk must issue a warrant to arrest the property if it is in the government's

1 possession, custody, or control. The Defendant Currency is in the custody of the U.S.  
2 Marshals Service for the Eastern District of California;

3 WHEREAS, in addition, United States Magistrate Judge Carolyn K. Delaney  
4 has ordered that the Clerk for the United States District Court, Eastern District of  
5 California, shall issue a Warrant for Arrest of Articles *In Rem* for the Defendant  
6 Currency based on the Verified Complaint for Forfeiture *In Rem* and the affidavit of  
7 Federal Bureau of Investigation Task Force Officer Jason E. Brazil, stating that there is  
8 probable cause to believe that the Defendant Currency so described constitutes property  
9 that is subject to forfeiture for such violation(s);

10 YOU ARE, THEREFORE, HEREBY COMMANDED to arrest and seize the  
11 Defendant Currency, and use discretion and whatever means appropriate to protect and  
12 maintain said Defendant Currency; and

13 IT IS FURTHER ORDERED that you shall provide notice of this action to all  
14 persons thought to have an interest in or claim against the Defendant Currency by  
15 serving upon such persons a copy of this warrant and a copy of the Verified Complaint for  
16 Forfeiture *In Rem* in a manner consistent with the Supplemental Rules, the Federal  
17 Rules of Civil Procedure ("Fed. R. Civ. P."), and federal law. This warrant provides notice  
18 that in order to avoid forfeiture of the Defendant Currency, any person claiming an  
19 interest in, or right against, the property must file a verified claim, signed under penalty  
20 of perjury, identifying the interest in, or right against, the property in the manner set  
21 forth in Rule G(5)(a) of the Supplemental Rules, Federal Rules of Civil Procedure, except  
22 that in no event may such claim be filed later than 35 days after the date of notice of the  
23 forfeiture action and a copy of the complaint was sent or, as applicable, 60 days after the  
24 first day of publication on the official internet government forfeiture site  
25 [www.forfeiture.gov](http://www.forfeiture.gov) posting the notice of the forfeiture action. In addition, any person  
26 having filed such a claim must also file an answer to the complaint or a motion under  
27 Rule G(5) and Fed. R. Civ. P., Rule 12 no later than 21 days after the filing of the claim,  
28 with a copy thereof sent to Assistant U.S. Attorney Jeffrey A. Spivak, 501 I Street, Suite

1 10-100, Sacramento, CA 95814.

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

5 Dated: DEC - 1 2014, 2014

MARIANNE MATHERLY, Clerk

7 By:

**CREADER**

8 Deputy Clerk  
9 United States District Court  
10 Eastern District of California  
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