

1 27, 2014, the IRS received a claim from William Dunbar asserting an ownership interest in the
2 defendant funds.

3 3. The United States represents that it could show at a forfeiture trial that
4 from April 2, 2013 to June 20, 2013, William Dunbar or another person acting for his benefit,
5 structured transactions by breaking up currency deposits to Bank of America account number
6 000462168614, held in the name of Marconi Coin & Jewelry Exchange, Charles Dunbar and
7 William Dunbar. The defendant funds were allegedly used to structure currency deposit
8 transactions by breaking them into amounts at or below \$10,000.00 to avoid the currency
9 transaction requirement in violation of 31 U.S.C. § 5324(a)(3).

10 4. The United States could further show at a forfeiture trial that the defendant
11 funds are forfeitable to the United States pursuant to 18 U.S.C. § 984 and 31 U.S.C. § 5317(c)(2),
12 incorporating the procedures governing civil forfeiture actions pursuant to 18 U.S.C. § 981.

13 5. Without admitting the truth of the factual assertions contained above,
14 claimants specifically denying the same, and for the purpose of reaching an amicable resolution
15 and compromise of this matter, claimants agree that an adequate factual basis exists to support
16 forfeiture of the defendant funds. Claimant William Dunbar acknowledges that he is the sole
17 owner of the defendant funds and that no other person or entity has any legitimate claim of
18 interest therein. Should any person or entity institute any kind of claim or action against the
19 government with regard to its forfeiture of the defendant funds, claimants shall hold harmless and
20 indemnify the United States, as set forth below.

21 6. This Court has jurisdiction in this matter based on 28 U.S.C. §§ 1345 and
22 1355, as this is the judicial district in which acts or omissions giving rise to the forfeiture
23 occurred.

24 7. This Court has venue based on 28 U.S.C. § 1395, as this is the judicial
25 district in which the defendant funds were seized.

26 8. The parties desire to settle this matter pursuant to the terms of a duly
27 executed Stipulation for Consent Judgment of Forfeiture.

28 ////

1 Based upon the above findings, and the files and records of the court, it is hereby
2 ORDERED AND ADJUDGED:

3 9. The court adopts the Stipulation for Consent Judgment of Forfeiture
4 entered into by and between the parties.

5 10. Upon entry of this Consent Judgment of Forfeiture, \$35,000.00 of the
6 Approximately \$100,000.00 seized from Bank of America account number 000462168614, held
7 in the name of Marconi Coin & Jewelry Exchange, Charles Dunbar and William Dunbar, together
8 with any interest that may have accrued on the total amount seized, shall be forfeited to the
9 United States pursuant to 18 U.S.C. § 984 and 31 U.S.C. § 5317(c)(2), incorporating the
10 procedures governing civil forfeiture actions pursuant to 18 U.S.C. § 981, to be disposed of
11 according to law.

12 11. Upon entry of this Consent Judgment of Forfeiture, but no later than 60
13 days thereafter, \$65,000.00 of the Approximately \$100,000.00 seized from Bank of America
14 account number 000462168614, held in the name of Marconi Coin & Jewelry Exchange, Charles
15 Dunbar and William Dunbar, shall be returned to claimant William Dunbar.

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

22 13. No portion of the stipulated settlement, including statements or admissions
23 made therein, shall be admissible in any criminal action pursuant to Rules 408 and 410(a)(4) of
24 the Federal Rules of Evidence.

25 14. All parties will bear their own costs and attorney's fees.

26 /////

27 /////

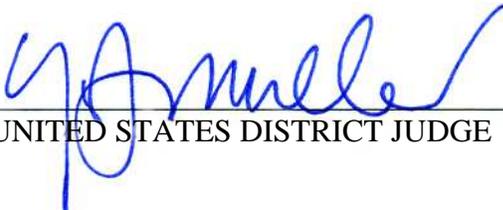
28 /////

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

15. As provided by the Stipulation for Consent Judgment of Forfeiture filed herein, the court enters this Certificate of Reasonable Cause based on 28 U.S.C. § 2465, that there was reasonable cause for the seizure of the above-described defendant funds.

IT IS SO ORDERED.

DATED: February 6, 2015.


UNITED STATES DISTRICT JUDGE