

1 PHILLIP A. TALBERT
Acting United States Attorney
2 KEVIN C. KHASIGIAN
Assistant U.S. Attorney
3 501 I Street, Suite 10-100
Sacramento, CA 95814
4 Telephone: (916) 554-2700
5 Attorneys for the United States

6
7
8 IN THE UNITED STATES DISTRICT COURT
9 EASTERN DISTRICT OF CALIFORNIA

10
11 UNITED STATES OF AMERICA,
12 Plaintiff,
13 v.
14 APPROXIMATELY \$28,500.00 IN U.S.
CURRENCY,
15 Defendant.
16

2:14-MC-00067-GEB-EFB

STIPULATION AND ORDER
EXTENDING TIME FOR FILING
A COMPLAINT FOR FORFEITURE
AND/OR TO OBTAIN AN
INDICTMENT ALLEGING
FORFEITURE

17
18 It is hereby stipulated by and between the United States of America and claimants Hector
19 Rodriguez, Sr. and Zoila Rodriguez, through undersigned counsel, as follows:

20 1. On or about February 5, 2014, claimants Hector Rodriguez, Sr. and Zoila Rodriguez
21 filed a claim, in the administrative forfeiture proceedings, with the Drug Enforcement Administration
22 with respect to the Approximately \$28,500.00 in U.S. Currency (hereafter “defendant currency”),
23 which was seized between November 26, 2013.

24 2. The Drug Enforcement Administration has sent the written notice of intent to forfeit
25 required by 18 U.S.C. § 983(a)(1)(A) to all known interested parties. The time has expired for any
26 person to file a claim to the defendant currency under 18 U.S.C. § 983(a)(2)(A)-(E), and no person
27 other than the claimants has filed a claim to the defendant currency as required by law in the
28 administrative forfeiture proceeding.

1 3. Under 18 U.S.C. § 983(a)(3)(A), the United States is required to file a complaint for
2 forfeiture against the defendant currency and/or to obtain an indictment alleging that the defendant
3 currency is subject to forfeiture within ninety days after a claim has been filed in the administrative
4 forfeiture proceedings, unless the court extends the deadline for good cause shown or by agreement of
5 the parties. That deadline was May 5, 2014.

6 4. By Stipulation and Order filed May 2, 2014, the parties stipulated to extend to July 7,
7 2014, the time in which the United States is required to file a civil complaint for forfeiture against the
8 defendant currency and/or to obtain an indictment alleging that the defendant currency is subject to
9 forfeiture.

10 5. By Stipulation and Order filed July 3, 2014, the parties stipulated to extend to September
11 5, 2014, the time in which the United States is required to file a civil complaint for forfeiture against
12 the defendant currency and/or to obtain an indictment alleging that the defendant currency is subject to
13 forfeiture.

14 6. By Stipulation and Order filed August 29, 2014, the parties stipulated to extend to
15 November 4, 2014, the time in which the United States is required to file a civil complaint for forfeiture
16 against the defendant currency and/or to obtain an indictment alleging that the defendant currency is
17 subject to forfeiture.

18 7. By Stipulation and Order filed October 30, 2014, the parties stipulated to extend to
19 February 4, 2015, the time in which the United States is required to file a civil complaint for forfeiture
20 against the defendant currency and/or to obtain an indictment alleging that the defendant currency is
21 subject to forfeiture.

22 8. By Stipulation and Order filed February 2, 2015, the parties stipulated to extend to April
23 3, 2015, the time in which the United States is required to file a civil complaint for forfeiture against
24 the defendant currency and/or to obtain an indictment alleging that the defendant currency is subject to
25 forfeiture.

26 9. By Stipulation and Order filed April 2, 2015, the parties stipulated to extend to June 1,
27 2015, the time in which the United States is required to file a civil complaint for forfeiture against the
28 defendant currency and/or to obtain an indictment alleging that the defendant currency is subject to

1 forfeiture.

2 10. By Stipulation and Order filed May 26, 2015, the parties stipulated to extend to August
3 28, 2015, the time in which the United States is required to file a civil complaint for forfeiture against
4 the defendant currency and/or to obtain an indictment alleging that the defendant currency is subject to
5 forfeiture.

6 11. By Stipulation and Order filed August 26, 2015, the parties stipulated to extend to
7 November 25, 2015, the time in which the United States is required to file a civil complaint for
8 forfeiture against the defendant currency and/or to obtain an indictment alleging that the defendant
9 currency is subject to forfeiture.

10 12. By Stipulation and Order filed November 25, 2015, the parties stipulated to extend to
11 February 23, 2016, the time in which the United States is required to file a civil complaint for forfeiture
12 against the defendant currency and/or to obtain an indictment alleging that the defendant currency is
13 subject to forfeiture.

14 13. By Stipulation and Order filed February 23, 2016, the parties stipulated to extend to
15 April 22, 2016, the time in which the United States is required to file a civil complaint for forfeiture
16 against the defendant currency and/or to obtain an indictment alleging that the defendant currency is
17 subject to forfeiture.

18 14. By Stipulation and Order filed April 12, 2016, the parties stipulated to extend to June 21,
19 2016, the time in which the United States is required to file a civil complaint for forfeiture against the
20 defendant currency and/or to obtain an indictment alleging that the defendant currency is subject to
21 forfeiture.

22 15. By Stipulation and Order filed June 10, 2016, the parties stipulated to extend to
23 September 19, 2016, the time in which the United States is required to file a civil complaint for
24 forfeiture against the defendant currency and/or to obtain an indictment alleging that the defendant
25 currency is subject to forfeiture.

26 16. As provided in 18 U.S.C. § 983(a)(3)(A), the parties wish by agreement to further
27 extend to November 18, 2016, the time in which the United States is required to file a civil complaint
28 for forfeiture against the defendant currency and/or to obtain an indictment alleging that the defendant

1 currency is subject to forfeiture.

2 17. Accordingly, the parties agree that the deadline by which the United States shall be
3 required to file a complaint for forfeiture against the defendant currency and/or to obtain an indictment
4 alleging that the defendant currency are subject to forfeiture shall be extended to November 18, 2016.

5 Dated: 9/14/2016

PHILLIP A. TALBERT
Acting United States Attorney

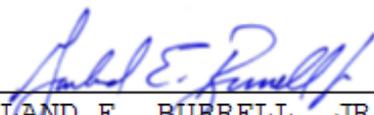
6
7 By: /s/ Kevin C. Khasigian
KEVIN C. KHASIGIAN
Assistant U.S. Attorney

8
9 Dated: 9/14/2016

10 /s/ Jesse I. Santana
JESSE I. SANTANA
Attorney for Claimants
11 (Authorized by email)

12
13 IT IS SO ORDERED.

14 Dated: September 15, 2016

15
16 
17 GARLAND E. BURRELL, JR.
Senior United States District Judge