

1 BENJAMIN B. WAGNER  
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 \$81,013.41 SEIZED FROM  
JP MORGAN CHASE BANK ACCOUNT  
15 NUMBER 3060031290, HELD IN THE NAME  
OF MANUEL LUNA,

16 Defendant.  
17

2:14-MC-00091-WBS-AC

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

18  
19 It is hereby stipulated by and between the United States of America and claimant Manuel Luna,  
20 through undersigned counsel, as follows:

21 1. On or about April 10, 2014, claimant Manuel Luna filed a claim, in the administrative  
22 forfeiture proceedings, with the Internal Revenue Service with respect to the Approximately  
23 \$81,013.41 seized from JP Morgan Chase Bank Account Number 3060031290, held in the name of  
24 Manuel Luna (hereafter “defendant funds”), which were seized on February 7, 2014.

25 2. The Internal Revenue Service has sent the written notice of intent to forfeit required by  
26 18 U.S.C. § 983(a)(1)(A) to all known interested parties. The time has expired for any person to file a  
27 claim to the defendant funds under 18 U.S.C. § 983(a)(2)(A)-(E), and no person other than the claimant  
28 has filed a claim to the defendant funds as required by law in the 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 funds and/or to obtain an indictment alleging that the defendant funds  
3 are subject to forfeiture within ninety days after a claim has been filed in the administrative forfeiture  
4 proceedings, unless the court extends the deadline for good cause shown or by agreement of the parties.  
5 That deadline is July 9, 2014.

6           4.       As provided in 18 U.S.C. § 983(a)(3)(A), the parties wish by agreement for an extension  
7 to October 7, 2014, the time in which the United States is required to file a civil complaint for forfeiture  
8 against the defendant funds and/or to obtain an indictment alleging that the defendant funds are subject  
9 to forfeiture.

10          5.       Accordingly, the parties agree that the deadline by which the United States shall be  
11 required to file a complaint for forfeiture against the defendant funds and/or to obtain an indictment  
12 alleging that the defendant funds are subject to forfeiture shall be extended to October 7, 2014.

13 Dated: 7/2/14

BENJAMIN B. WAGNER  
United States Attorney


14  
15 By: /s/ Kevin C. Khasigian  
KEVIN C. KHASIGIAN  
Assistant U.S. Attorney

16  
17 Dated: 7/2/14

18 /s/ William A. Welch  
WILLIAM A. WELCH  
Attorney for Claimant Manuel Luna  
19 (Authorized via phone 7/2/14)

20  
21 IT IS SO ORDERED.

22 Dated: July 2, 2014

23   
24 WILLIAM B. SHUBB  
25 UNITED STATES DISTRICT JUDGE  
26  
27  
28