

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 \$30,000.00 IN U.S.
 CURRENCY,
 15 Defendant

2:14-MC-00152-TLN-CKD

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

16
 17 It is hereby stipulated by and between the United States of America and claimants Juber Flores-
 18 Suarez (“claimants” or “Flores-Suarez”) and Rafael Martinez-Suarez (“claimants” or “Martinez-
 19 Suarez”), by and through their respective counsel, as follows:

20 1. On or about September 29, 2014, claimants Juber Flores-Suarez and Rafael Martinez-
 21 Suarez filed claims, in the administrative forfeiture proceedings, with the Drug Enforcement
 22 Administration with respect to the Approximately \$30,000.00 in U.S. Currency (hereafter “defendant
 23 currency”), which was seized on June 9, 2014.

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 claimant 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 December 26, 2014.

6 4. By Stipulation and Order filed December 24, 2014, the parties stipulated to extend to
7 February 24, 2015, the time in which the United States is required to file a civil complaint for forfeiture
8 against the defendant currency and/or to obtain an indictment alleging that the defendant currency is
9 subject to forfeiture.

10 5. By Stipulation and Order filed February 23, 2015, the parties stipulated to extend to
11 April 25, 2015, 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 6. By Stipulation and Order filed April 20, 2015, the parties stipulated to extend to June 24,
15 2015, the time in which the United States is required to file a civil complaint for forfeiture against the
16 defendant currency and/or to obtain an indictment alleging that the defendant currency is subject to
17 forfeiture.

18 7. By Stipulation and Order filed June 26, 2015, the parties stipulated to extend to
19 September 22, 2015, the time in which the United States is required to file a civil complaint for
20 forfeiture against the defendant currency and/or to obtain an indictment alleging that the defendant
21 currency is subject to forfeiture.

22 8. By Stipulation and Order filed September 21, 2015, the parties stipulated to extend to
23 November 20, 2015, 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 9. As provided in 18 U.S.C. § 983(a)(3)(A), the parties wish by agreement to further
27 extend to January 19, 2016, the time in which the United States is required to file a civil complaint for
28 forfeiture against the defendant currency and/or to obtain an indictment alleging that the defendant

1 currency is subject to forfeiture.

2 10. 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 is subject to forfeiture shall be extended to January 19, 2016.

5 Dated: 11/18/15

BENJAMIN B. WAGNER
United States Attorney

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


9 Dated: 11/18/15

10 /s/ Brett A. Purtzer
11 BRETT A. PURTZER
Attorney for Claimants Juber Flores-Suarez &
Rafael Martinez-Suarez

12 Authorized via email

13 IT IS SO ORDERED.

14 Dated: November 19, 2015

15
16 
17 Troy L. Nunley
18 United States District Judge
19
20
21
22
23
24
25
26
27
28