

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 \$15,020.00 IN
U.S. CURRENCY, and

15 APPROXIMATELY \$14,000.00 IN
16 U.S. CURRENCY,

17 Defendants.
18

2:15-MC-00005-TLN-KJN

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

19 It is hereby stipulated by and between the United States of America and potential claimants Ricky
20 Wise (“claimants” or “Wise”) and Valencia C. Hawthorne (“claimants” or “Hawthorne”), by and
21 through their respective counsel, as follows:

22 1. On or about October 15, 2014, claimants Wise and Hawthorne filed claims in the
23 administrative forfeiture proceeding with the Drug Enforcement Administration with respect to the
24 Approximately \$15,020.00 in U.S. Currency (the “Wise defendant currency”) and
25 Approximately \$14,000.00 in U.S. Currency (the “Hawthorne defendant currency”) and
26 together with the Wise defendant currency, collectively, the “defendant currency”), which
27 was seized on or about July 31, 2014.

28 2. The Drug Enforcement Administration has sent the written notice of intent to forfeit

1 required by 18 U.S.C. § 983(a)(1)(A) to all known interested parties. The time has expired for any
2 person to file a claim to the defendant currency under 18 U.S.C. § 983(a)(2)(A)-(E), and no person other
3 than claimant has filed a claim to the defendant currency as required by law in the administrative
4 forfeiture proceeding.

5 3. Under 18 U.S.C. § 983(a)(3)(A), the United States is required to file a complaint for
6 forfeiture against the defendant currency and/or to obtain an indictment alleging that the defendant
7 currency is subject to forfeiture within ninety days after a claim has been filed in the administrative
8 forfeiture proceeding, unless the court extends the deadline for good cause shown or by agreement of the
9 parties. That deadline is January 13, 2015.

10 4. As provided in 18 U.S.C. § 983(a)(3)(A), the parties wish by agreement to extend to
11 March 13, 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 ///

15 ///

16 ///

17 ///

18 ///

19 ///

20 ///

21 ///

22 ///

23 ///

24 ///

25 ///

26 ///

27 ///

28 ///

1 5. Accordingly, the parties agree that the deadline by which the United States shall be
2 required to file a complaint for forfeiture against the defendant currency and/or to obtain an indictment
3 alleging that the defendant currency is subject to forfeiture shall be extended to March 13, 2015.

4 Dated: 1/9/2015

BENJAMIN B. WAGNER
United States Attorney

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

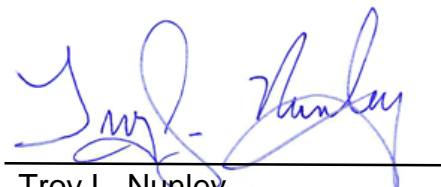
10 Dated: 1/9/2015

/s/ Robert E. Webb
11 ROBERT E. WEBB
12 Attorney for potential claimants
13 Ricky Wise
14 Valencia C. Hawthorne

(Authorized via e-mail)

15
16 **IT IS SO ORDERED.**

17 Dated: January 14, 2015

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