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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 \$180,340.00 IN U.S.
CURRENCY,

15 APPROXIMATELY \$9,900.00 IN U.S.
16 CURRENCY, and

17 APPROXIMATELY \$22,792.04 SEIZED
FROM EL DORADO SAVINGS BANK
18 ACCOUNT NUMBER 13058966

19 Defendants.
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2:15-MC-00012-WBS-AC

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

21 It is hereby stipulated by and between the United States of America and claimant
22 Debbie Kay Cherms (“claimant”), by and through their respective counsel, as follows:

23 1. On or about December 4, 2014, claimant Debbie Kay Cherms filed claims, in
24 the administrative forfeiture proceedings, with the Drug Enforcement Administration
25 with respect to the Approximately \$180,340.00 in U.S. Currency, Approximately
26 \$9,900.00 in U.S. Currency, and Approximately \$22,792.04 seized from El Dorado
27 Savings Bank Account Number 13058966 (collectively “defendant assets”), which were
28 seized on June 11, 2014.

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

6 3. Under 18 U.S.C. § 983(a)(3)(A), the United States is required to file a
7 complaint for forfeiture against the defendant currency and/or to obtain an indictment
8 alleging that the defendant currency is subject to forfeiture within ninety days after a
9 claim has been filed in the administrative forfeiture proceedings, unless the court extends
10 the deadline for good cause shown or by agreement of the parties. That deadline is March
11 4, 2015.

12 4. As provided in 18 U.S.C. § 983(a)(3)(A), the parties wish by agreement to
13 extend to May 4, 2015, the time in which the United States is required to file a civil
14 complaint for forfeiture against the defendant currency and/or to obtain an indictment
15 alleging that the defendant currency is subject to forfeiture.

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1 5. Accordingly, the parties agree that the deadline by which the United States
2 shall be required to file a complaint for forfeiture against the defendant currency and/or
3 to obtain an indictment alleging that the defendant currency is subject to forfeiture shall
4 be extended to May 4, 2015.

5 Dated: 2/23/15

BENJAMIN B. WAGNER
United States Attorney

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

10 Dated: 2/23/15

11 /s/ Donald H. Heller
12 DONALD H. HELLER
13 Attorney for Claimant
14 Debbie Kay Cherms

15 Authorized via email

16 IT IS SO ORDERED.

17 Dated: February 25, 2015

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19 WILLIAM B. SHUBB
20 UNITED STATES DISTRICT JUDGE
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