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UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF CALIFORNIA

UNITED STATES OF AMERICA,

Plaintiff,

v.

APPROXIMATELY \$49,256.00 IN
U.S.CURRENCY, and

APPROXIMATELY \$4,692.90 SEIZED
FROM PREMIER COMMUNITY
CREDIT UNION ACCOUNT NUMBER
030526821, HELD IN THE NAME OF
YASSER DRHAN,

Defendants.

No. 2:15-MC-00046-KJM-EFB

ORDER

Pursuant to the Stipulation for Consent Judgment of Forfeiture, the court finds:

1. Law enforcement agents with the San Joaquin County Metropolitan Narcotics Task Force (METRO) seized the defendant Approximately \$49,256.00 in U.S. Currency (“defendant currency”) on August 21, 2014, and Approximately \$4,692.90 from Premier Community Credit Union Account Number 030526821, held in the name of Yasser Drhan (“defendant funds” and together with the defendant currency, collectively, the “defendant assets”) on August 25, 2014. U.S. Customs and Border Protection (“CBP”) adopted the defendant assets for federal forfeiture on August 25, 2014.

1 2. The CBP commenced administrative forfeiture proceedings, sending direct written
2 notice to all known potential claimants and publishing notice to all others. On or about March 3,
3 2015, the CBP received claims from Hakima Abohashem, Hayel Hassan, Saleh Hassan, Musaed
4 Drhan, Yasser Drhan, and Afrah Ateik, asserting ownership interests in the defendant assets.

5 3. The United States represents that it could show at a forfeiture trial that law
6 enforcement agents led an investigation into a laundromat owned by Saleh Hassan (“Hassan”)
7 and Yasser Drhan (“Drhan”). The laundromat was suspected of being a source of drug dealing,
8 and law enforcement agents believed that Hassan and Drhan distributed and/or conspired to
9 distribute crystal methamphetamine. On August 21, 2014, San Joaquin County METRO executed
10 two State search warrants in connection with the investigation.

11 4. The United States could further show at trial that on August 21, 2014, law
12 enforcement agents searched Hassan’s business, a laundry mat located at 2023 S. El Dorado
13 Street, Stockton, California. The search led to the discovery of 36 small baggies packaged for
14 sales of a total gross weight of 16.94 grams of crystal methamphetamine, 3.89 grams of
15 marijuana, digital scales, glass methamphetamine pipes, pay/owe sheets, and \$364.00. Hasan was
16 located at the business and arrested and later pleaded guilty in state court to violating state drug
17 laws.

18 5. The United States could further show at trial that on August 21, 2014, law
19 enforcement agents executed a search warrant at Drhan’s residence, located at 2610 Woodshire
20 Court in Stockton, California. Before agents conducted the search of the home, Drhan was seen
21 leaving the area at a high rate of speed, and a car stop was initiated. A search of the vehicle
22 revealed two handguns wrapped in a pair of pants and ammunition on the front seat. Agents also
23 discovered 180 Alprazolam pills, 27 Hydrocodone pills, and a baggy of a substance believed to be
24 marijuana weighing 1.61 grams. Drhan was arrested and pleaded guilty in state court to violating
25 state drug laws.

26 6. The United States could further show at trial that a law enforcement agent
27 observed claimant Afrah Ateik (“Ateik”) moving several purses and household items from 2610
28 Woodshire Court to a neighboring house. The law enforcement agent contacted the neighbor and

1 obtained consent to search the house. The law enforcement agent located the purses hidden
2 behind a couch. Ateik confirmed that the purses and their contents belonged to her and the
3 neighbor had nothing to do with her attempts to conceal the purses. The purses contained large
4 amounts of cash and gold. The cash in the purses combined with cash seized from 2610
5 Woodshire Court make up the defendant currency.

6 7. The United States could further show at a forfeiture trial that the defendant
7 currency is forfeitable to the United States pursuant to 21 U.S.C. § 881(a)(6).

8 8. Without admitting the truth of the factual assertions contained in this stipulation,
9 Hakima Abohashem, Hayel Hassan, Saleh Hassan, Musaed Drhan, Yasser Drhan, and Afrah
10 Ateik specifically deny the same, and for the purpose of reaching an amicable resolution and
11 compromise of this matter, Hakima Abohashem, Hayel Hassan, Saleh Hassan, Musaed Drhan,
12 Yasser Drhan, and Afrah Ateik agree that an adequate factual basis exists to support forfeiture of
13 the defendant currency. Hakima Abohashem, Hayel Hassan, Saleh Hassan, Musaed Drhan,
14 Yasser Drhan, and Afrah Ateik hereby acknowledge that they are the sole owners of the
15 defendant currency, and that no other person or entity has any legitimate claim of interest therein.
16 Should any person or entity institute any kind of claim or action against the government with
17 regard to its forfeiture of the defendant currency, Hakima Abohashem, Hayel Hassan, Saleh
18 Hassan, Musaed Drhan, Yasser Drhan, and Afrah Ateik shall hold harmless and indemnify the
19 United States, as set forth below.

20 9. This Court has jurisdiction in this matter pursuant to 28 U.S.C. §§ 1345 and 1355,
21 as this is the judicial district in which acts or omissions giving rise to the forfeiture occurred.

22 10. This Court has venue pursuant to 28 U.S.C. § 1395, as this is the judicial district in
23 which the defendant currency was seized.

24 11. The parties herein desire to settle this matter pursuant to the terms of a duly
25 executed Stipulation for Consent Judgment of Forfeiture.

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1 Based upon the above findings, and the files and records of the Court, it is hereby
2 ORDERED AND ADJUDGED:

3 1. The Court adopts the Stipulation for Consent Judgment of Forfeiture entered into
4 by and between the parties.

5 2. Upon entry of this Consent Judgment of Forfeiture, \$31,448.00 of the
6 Approximately \$49,256.00 in U.S. Currency, together with any interest that may have accrued on
7 the total amount seized, shall be forfeited to the United States pursuant to 21 U.S.C. § 881(a)(6),
8 to be disposed of according to law.

9 3. Upon entry of this Consent Judgment of Forfeiture, but no later than 60 days
10 thereafter, \$17,808.00 of the Approximately \$49,256.00 in U.S. Currency and Approximately
11 \$4,692.90 from Premier Community Credit Union Account Number 030526821, held in the name
12 of Yasser Drhan shall be returned to potential claimants Hakima Abohashem, Hayel Hassan,
13 Saleh Hassan, Musaed Drhan, Yasser Drhan, and Afrah Ateik through their attorney Gil Somera.

14 4. The United States of America and its servants, agents, and employees and all other
15 public entities, their servants, agents and employees, are released from any and all liability arising
16 out of or in any way connected with the seizure or forfeiture of the defendant funds. This is a full
17 and final release applying to all unknown and unanticipated injuries, and/or damages arising out
18 of said seizure or forfeiture, as well as to those now known or disclosed. Hakima Abohashem,
19 Hayel Hassan, Saleh Hassan, Musaed Drhan, Yasser Drhan, and Afrah Ateik waive the provisions
20 of California Civil Code § 1542.

21 5. No portion of the stipulated settlement, including statements or admissions made
22 therein, shall be admissible in any criminal action pursuant to Rules 408 and 410(a)(4) of the
23 Federal Rules of Evidence.

24 6. All parties will bear their own costs and attorney's fees.

25 7. Pursuant to the Stipulation for Consent Judgment of Forfeiture filed herein, the
26 Court enters this Certificate of Reasonable Cause pursuant to 28 U.S.C. § 2465, that there was
27 reasonable cause for the seizure of the above-described defendant currency.

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IT IS SO ORDERED.

DATED: October 15, 2015.



UNITED STATES DISTRICT JUDGE