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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 \$9,000.00 IN U.S.
CURRENCY,
15 Defendant.
16

2:15-MC-00062-WBS-KJN

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

17 It is hereby stipulated by and between the United States of America and claimant Melvin Magee
18 (“claimant” or “Magee”) by and through their respective counsel, as follows:
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20 1. On or about March 12, 2015, claimant Magee filed a claim in the administrative
21 forfeiture proceedings with the Drug Enforcement Administration with respect to the Approximately
22 \$9,000.00 in U.S. Currency, which was seized on November 13, 2014.

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

28 3. Under 18 U.S.C. § 983(a)(3)(A), the United States is required to file a complaint for

1 forfeiture against the defendant currency and/or to obtain an indictment alleging that the defendant
2 currency is subject to forfeiture within ninety days after a claim has been filed in the administrative
3 forfeiture proceedings, unless the court extends the deadline for good cause shown or by agreement of
4 the parties. That deadline is June 10, 2015.

5 4. As provided in 18 U.S.C. § 983(a)(3)(A), the parties wish by agreement to extend to
6 August 7, 2015, the time in which the United States is required to file a civil complaint for forfeiture
7 against the defendant currency and/or to obtain an indictment alleging that the defendant currency is
8 subject to forfeiture.

9 5. Accordingly, the parties agree that the deadline by which the United States shall be
10 required to file a complaint for forfeiture against the defendant currency and/or to obtain an indictment
11 alleging that the defendant currency is subject to forfeiture shall be extended to August 7, 2015.

12 Dated: 6/3/15

BENJAMIN B. WAGNER
United States Attorney

13
14 /s/ Kevin C. Khasigian
KEVIN C. KHASIGIAN
Assistant U.S. Attorney


15
16 Dated: 6/3/15

/s/ Richard Smith
RICHARD SMITH
Attorney for Claimant
Melvin Magee

18
19 (Authorized by phone)

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21 IT IS SO ORDERED

22 Dated: June 3, 2015

23 
24 WILLIAM B. SHUBB
UNITED STATES DISTRICT JUDGE