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 7  
 8 IN THE UNITED STATES DISTRICT COURT  
 9 EASTERN DISTRICT OF CALIFORNIA

11 UNITED STATES OF AMERICA,  
 12 Plaintiff,  
 13 v.  
 14 APPROXIMATELY \$22,769.00 IN U.S.  
 CURRENCY,  
 15 Defendant.

2:15-MC-00111-MCE-CKD

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

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 18 It is hereby stipulated by and between the United States of America and potential claimant Huey  
 19 Kiet Nguyen (“claimant”), by and through their respective counsel, as follows:

20 1. On or about July 20, 2015, claimant filed a claim in the administrative forfeiture  
 21 proceeding with the Drug Enforcement Administration with respect to the Approximately \$22,769.00 in  
 22 U.S. Currency (hereafter “defendant currency”), which was seized on or about April 15, 2015.

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 other  
 26 than claimant has filed a claim to the defendant currency as required by law in the administrative  
 27 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 proceeding, unless the court extends the deadline for good cause shown or by agreement of the  
4 parties. That deadline was October 16, 2015.

5 4. By Stipulation and Order filed October 13, 2015, the parties stipulated to extend to  
6 December 15, 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. By Stipulation and Order filed December 15, 2015, the parties stipulated to extend to  
10 February 12, 2016, the time in which the United States is required to file a civil complaint for forfeiture  
11 against the defendant currency and/or to obtain an indictment alleging that the defendant currency is  
12 subject to forfeiture.

13 6. By Stipulation and Order filed February 16, 2016, the parties stipulated to extend to April  
14 12, 2016, the time in which the United States is required to file a civil complaint for forfeiture against the  
15 defendant currency and/or to obtain an indictment alleging that the defendant currency is subject to  
16 forfeiture.

17 7. By Stipulation and Order filed April 13, 2016, the parties stipulated to extend to May 12,  
18 2016, the time in which the United States is required to file a civil complaint for forfeiture against the  
19 defendant currency and/or to obtain an indictment alleging that the defendant currency is subject to  
20 forfeiture.

21 8. By Stipulation and Order filed May 16, 2016, the parties stipulated to extend to August  
22 10, 2016, the time in which the United States is required to file a civil complaint for forfeiture against the  
23 defendant currency and/or to obtain an indictment alleging that the defendant currency is subject to  
24 forfeiture.

25 9. By Stipulation and Order filed August 11, 2016, the parties stipulated to extend to  
26 November 8, 2016, the time in which the United States is required to file a civil complaint for forfeiture  
27 against the defendant currency and/or to obtain an indictment alleging that the defendant currency is  
28 subject to forfeiture.

1 10. By Stipulation and Order filed November 14, 2016, the parties stipulated to extend to  
2 January 9, 2017, the time in which the United States is required to file a civil complaint for forfeiture  
3 against the defendant currency and/or to obtain an indictment alleging that the defendant currency is  
4 subject to forfeiture.

5 11. As provided in 18 U.S.C. § 983(a)(3)(A), the parties wish by agreement to further extend  
6 to February 8, 2017, 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 12. 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 February 8, 2017.

12 Dated: 1/6/17

PHILLIP A. TALBERT  
United States Attorney

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


15  
16  
17 Dated: 1/5/17

/s/ Victor S. Haltom  
VICTOR S. HALTOM  
Attorney for claimant Huey Kiet Nguyen

(Authorized by email)

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21 **IT IS SO ORDERED.**

22 Dated: January 18, 2017

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MORRISON C. ENGLAND, JR.  
UNITED STATES DISTRICT JUDGE