

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 \$74,200.00 IN U.S.
CURRENCY,
15 Defendant.
16

2:16-MC-00058-WBS-AC

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

17
18 It is hereby stipulated by and between the United States of America and potential claimant Eric
19 Rogers (“claimant”), by and through their respective counsel, as follows:

20 1. On or about December 29, 2015, claimant filed a claim in the administrative forfeiture
21 proceeding with the Drug Enforcement Administration with respect to the Approximately \$74,200.00 in
22 U.S. Currency (hereafter “defendant currency”), which was seized on or about September 3, 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

1 3. Under 18 U.S.C. § 983(a)(3)(A), the United States is required to file a complaint for
2 forfeiture against the defendant currency and/or to obtain an indictment alleging that the defendant
3 currency is subject to forfeiture within ninety days after a claim has been filed in the administrative
4 forfeiture proceeding, unless the court extends the deadline for good cause shown or by agreement of the
5 parties. That deadline is March 28, 2016.

6 4. As provided in 18 U.S.C. § 983(a)(3)(A), the parties wish by agreement to extend to April
7 27, 2016, the time in which the United States is required to file a civil complaint for forfeiture against the
8 defendant currency and/or to obtain an indictment alleging that the defendant currency is subject to
9 forfeiture.

10 5. Accordingly, the parties agree that the deadline by which the United States shall be
11 required to file a complaint for forfeiture against the defendant currency and/or to obtain an indictment
12 alleging that the defendant currency is subject to forfeiture shall be extended to April 27, 2016.

13 Dated: 3/23/16

BENJAMIN B. WAGNER
United States Attorney

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


17
18 Dated: 3/22/16

/s/ Joseph Shemaria
JOSEPH SHEMARIA
Attorney for potential claimant
Eric Rogers

(Authorized by phone)

19
20
21
22 **IT IS SO ORDERED.**

23 Dated: March 23, 2016

24 
25 WILLIAM B. SHUBB
26 UNITED STATES DISTRICT JUDGE
27
28