

1 PHILLIP A. TALBERT
 Acting U.S. 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 \$104,300.00 IN U.S.
 CURRENCY,
 15 Defendant.

2:16-MC-00097-TLN-AC
 STIPULATION AND ORDER
 EXTENDING TIME FOR FILING
 A COMPLAINT FOR FORFEITURE
 AND/OR TO OBTAIN AN
 INDICTMENT ALLEGING
 FORFEITURE

16
 17 It is hereby stipulated by and between the United States of America and claimant Derrick Tavon
 18 Faulcon (“claimant” or “Faulcon”), by and through their respective counsel, as follows:

19 1. On or about February 17, 2016, claimant Faulcon filed a claim in the administrative
 20 forfeiture proceedings with the Drug Enforcement Administration with respect to the Approximately
 21 \$104,300.00 in U.S. Currency (hereafter “defendant currency”), which was seized on November 9,
 22 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
 26 other than the claimant has 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 May 17, 2016.

5 4. By Stipulation and Order filed May 16, 2016, the parties stipulated to extend to July 15,
6 2016, the time in which the United States is required to file a civil complaint for forfeiture against the
7 defendant currency and/or to obtain an indictment alleging that the defendant currency is subject to
8 forfeiture.

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

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

17 7. As provided in 18 U.S.C. § 983(a)(3)(A), the parties wish by agreement to extend to
18 November 14, 2016, the time in which the United States is required to file a civil complaint for
19 forfeiture against the defendant currency and/or to obtain an indictment alleging that the defendant
20 currency is subject to forfeiture.

21 ///

22 ///

23 ///

24 ///

25 ///

26 ///

27 ///

28 ///

1 8. Accordingly, the parties agree that the deadline by which the United States shall be
2 required to file a complaint for forfeiture against the defendant currency and/or to obtain an indictment
3 alleging that the defendant currency is subject to forfeiture shall be extended to November 14, 2016.

4 Dated: 10/11/16

PHILLIP A. TALBERT
Acting United States Attorney

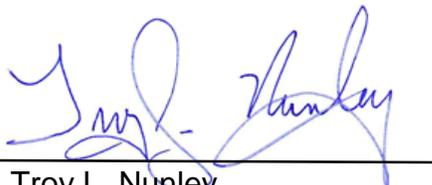
5
6 /s/ Kevin C. Khasigian
KEVIN C. KHASIGIAN
Assistant U.S. Attorney

7
8 Dated: 10/11/16

9 /s Dwight M. Samuel
DWIGHT M. SAMUEL
Attorney for Claimant Derrick Tavon Faulcon
10 (As authorized via email)

11
12 IT IS SO ORDERED.

13 Dated: October 17, 2016

14
15 

16 Troy L. Nunley
United States District Judge