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 9 IN THE UNITED STATES DISTRICT COURT
 10 EASTERN DISTRICT OF CALIFORNIA

11
 12 UNITED STATES OF AMERICA,
 13 Plaintiff,
 14 v.
 15 APPROXIMATELY \$16,500.00 IN U.S.
 CURRENCY,
 16 Defendant.
 17

2:16-MC-00163-KJM-KJN

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

18 It is hereby stipulated by and between the United States of America and claimant Michael
 19 Henderson (“claimant” or “Henderson”), by and through their respective counsel, as follows:

20 1. On or about July 8, 2016, claimant Henderson filed a claim in the administrative
 21 forfeiture proceedings with the United States Postal Inspection Service with respect to the
 22 Approximately \$16,500.00 in U.S. Currency. (hereafter “defendant currency”), which was seized on
 23 April 6, 2016.

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

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 proceedings, unless the court extends the deadline for good cause shown or by agreement of
5 the parties. That deadline was October 6, 2016.

6 4. By Stipulation and Order filed October 13, 2016, the parties stipulated to extend to
7 November 7, 2016, the time in which the United States is required to file a civil complaint for forfeiture
8 against the defendant currency and/or to obtain an indictment alleging that the defendant currency is
9 subject to forfeiture.

10 5. By Stipulation and Order filed November 9, 2016, the parties stipulated to extend to
11 December 7, 2016, the time in which the United States is required to file a civil complaint for forfeiture
12 against the defendant currency and/or to obtain an indictment alleging that the defendant currency is
13 subject to forfeiture.

14 6. By Stipulation and Order filed December 7, 2016, the parties stipulated to extend to
15 January 6, 2017, the time in which the United States is required to file a civil complaint for forfeiture
16 against the defendant currency and/or to obtain an indictment alleging that the defendant currency is
17 subject to forfeiture.

18 7. By Stipulation and Order filed January 5, 2017, the parties stipulated to extend to
19 February 6, 2017, the time in which the United States is required to file a civil complaint for forfeiture
20 against the defendant currency and/or to obtain an indictment alleging that the defendant currency is
21 subject to forfeiture.

22 8. By Stipulation and Order filed February 8, 2017, the parties stipulated to extend to April
23 6, 2017, the time in which the United States is required to file a civil complaint for forfeiture against
24 the defendant currency and/or to obtain an indictment alleging that the defendant currency is subject to
25 forfeiture.

26 9. By Stipulation and Order filed April 6, 2017, the parties stipulated to extend to June 5,
27 2017, the time in which the United States is required to file a civil complaint for forfeiture against the
28 defendant currency and/or to obtain an indictment alleging that the defendant currency is subject to

1 forfeiture.

2 10. By Stipulation and Order filed June 7, 2017, the parties stipulated to extend to August 4,
3 2017, the time in which the United States is required to file a civil complaint for forfeiture against the
4 defendant currency and/or to obtain an indictment alleging that the defendant currency is subject to
5 forfeiture.

6 11. By Stipulation and Order filed August 1, 2017, the parties stipulated to extend to
7 September 5, 2017, the time in which the United States is required to file a civil complaint for forfeiture
8 against the defendant currency and/or to obtain an indictment alleging that the defendant currency is
9 subject to forfeiture.

10 12. As provided in 18 U.S.C. § 983(a)(3)(A), the parties wish by agreement to extend to
11 October 5, 2017, the time in which the United States is required to file a civil complaint for forfeiture
12 against the defendant currency and/or to obtain an indictment alleging that the defendant currency is
13 subject to forfeiture.

14 13. Accordingly, the parties agree that the deadline by which the United States shall be
15 required to file a complaint for forfeiture against the defendant currency and/or to obtain an indictment
16 alleging that the defendant currency is subject to forfeiture shall be extended to October 5, 2017.

17 Dated: 8/29/2017

PHILLIP A. TALBERT
United States Attorney

18
19 /s/ Kevin C. Khasigian
KEVIN C. KHASIGIAN
Assistant U.S. Attorney

20
21 Dated: 8/28/2017

/s/ Jacek W. Lentz
JACEK W. LENTZ
Attorney for Claimant
Michael Henderson

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24 (Authorized via email)

25 IT IS SO ORDERED.

26 Dated: September 11, 2017.

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28 UNITED STATES DISTRICT JUDGE