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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 \$16,500.00 IN U.S.  
 CURRENCY,  
 15 Defendant.

2:16-MC-00163-KJM-KJN

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

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

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

2. The United States Postal Inspection Service has sent the written notice of intent to forfeit required by 18 U.S.C. § 983(a)(1)(A) to all known interested parties. The time has expired for any person to file a claim to the defendant currency under 18 U.S.C. § 983(a)(2)(A)-(E), and no person other than the claimant has filed a claim to the defendant currency as required by law in the 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.       As provided in 18 U.S.C. § 983(a)(3)(A), the parties wish by agreement 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.       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 December 7, 2016.

17 Dated:     11/7/2016

PHILLIP A. TALBERT  
Acting United States Attorney

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

21  
22 Dated:     11/3/2016

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

(Authorized via email)

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26           IT IS SO ORDERED.

27 Dated: November 8, 2016

28                                       
UNITED STATES DISTRICT JUDGE