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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.       As provided in 18 U.S.C. § 983(a)(3)(A), the parties wish by agreement 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.       Accordingly, the parties agree that the deadline by which the United States shall be  
23 required to file a complaint for forfeiture against the defendant currency and/or to obtain an indictment  
24 alleging that the defendant currency is subject to forfeiture shall be extended to February 6, 2017.

25 Dated:    12/28/2016

PHILLIP A. TALBERT  
United States Attorney

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27           /s/ Kevin C. Khasigian  
            KEVIN C. KHASIGIAN  
28           Assistant U.S. Attorney

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Dated: 12/28/2016

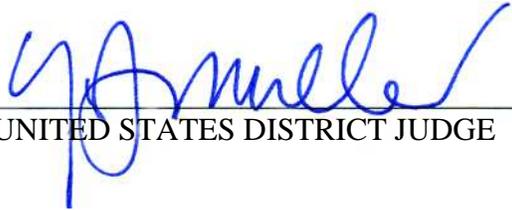
/s/ Jacek W. Lentz  
JACEK W. LENTZ

Attorney for Claimant  
Michael Henderson

(Authorized via email)

IT IS SO ORDERED.

Dated: January 5, 2017.

  
UNITED STATES DISTRICT JUDGE