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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 \$9,200.00 IN U.S.
CURRENCY,
15 Defendant.

2:16-MC-00165-KJM-KJN

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

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

- 19 1. On or about July 14, 2016, claimant filed a claim in the administrative forfeiture
20 proceeding with the U.S. Postal Inspection Service with respect to the Approximately \$9,200.00 in U.S.
21 Currency (hereafter “defendant currency”), which was seized on or about May 4, 2016.
- 22 2. The U.S. Postal Inspection Service has sent the written notice of intent to forfeit required
23 by 18 U.S.C. § 983(a)(1)(A) to all known interested parties. The time has expired for any person to file a
24 claim to the defendant currency under 18 U.S.C. § 983(a)(2)(A)-(E), and no person other than claimant
25 has filed a claim to the defendant currency as required by law in the administrative forfeiture proceeding.
- 26 3. Under 18 U.S.C. § 983(a)(3)(A), the United States is required to file a complaint for
27 forfeiture against the defendant currency and/or to obtain an indictment alleging that the defendant
28 currency is subject to forfeiture within ninety days after a claim has been filed in the administrative

1 forfeiture proceeding, unless the court extends the deadline for good cause shown or by agreement of the
2 parties. That deadline is October 12, 2016.

3 4. As provided in 18 U.S.C. § 983(a)(3)(A), the parties wish by agreement to extend to
4 November 10, 2016, the time in which the United States is required to file a civil complaint for forfeiture
5 against the defendant currency and/or to obtain an indictment alleging that the defendant currency is
6 subject to forfeiture.

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

10 Dated: 10/7/16

PHILLIP A. TALBERT
Acting United States Attorney

11 By: /s/ Kevin C. Khasigian
12 KEVIN C. KHASIGIAN
13 Assistant U.S. Attorney

14
15 Dated: 10/7/16

/s/ Gennaro Cariglio, Jr.
GENNARO CARIGLIO, JR.
Attorney for claimant Loraine Rivera

(Authorized by email)

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19 **IT IS SO ORDERED.**

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21 Dated: October 12, 2016


UNITED STATES DISTRICT JUDGE