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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,

2:17-CV-00398-WBS-AC

13 v.

FINAL JUDGMENT OF FORFEITURE

14 APPROXIMATELY \$5,000.00 IN U.S.
CURRENCY,

15 APPROXIMATELY \$5,000.00 IN U.S.
16 CURRENCY,

17 APPROXIMATELY \$4,600.00 IN U.S.
CURRENCY, and

18 APPROXIMATELY \$3,700.00 IN U.S.
19 CURRENCY,

20 Defendants.

21 Pursuant to the Stipulation for Final Judgment of Forfeiture, the Court finds:

22 1. This is a civil action *in rem* to forfeit to the United States Approximately \$5,000.00 in
23 U.S. Currency, Approximately \$5,000.00 in U.S. Currency, Approximately \$4,600.00 in U.S. Currency
24 and Approximately \$3,700.00 in U.S. Currency (hereafter collectively “defendant currency”). The
25 defendant currency was seized on September 12, 2016.

26 2. A Verified Complaint for Forfeiture *In Rem* (“Complaint”) was filed on February 23,
27 2017, alleging that said defendant currency was subject to forfeiture to the United States pursuant to 21
28 U.S.C. § 881(a)(6).

1 3. Beginning on April 4, 2017, for at least 30 consecutive days, the United States published
2 Notice of the Forfeiture Action on the official internet government forfeiture site www.forfeiture.gov.
3 A Declaration of Publication was filed on May 10, 2017.

4 4. In addition to the public notice on the official internet government forfeiture site
5 www.forfeiture.gov, actual notice or attempted notice was given to the following individuals:

- 6 a. Estate of Jason Derek Alexander in c/o Sydona Anderson Fernandez;
- 7 b. Al Shoman;
- 8 c. Andrea Jackson;
- 9 d. Pablo Corchado;
- e. Gary Arthur;
- f. Kristina Panisse.

10 5. Claimant Sydona Anderson Fernandez on Behalf of Estate of Jason Derek Anderson
11 filed a claim alleging an interest in the defendant currency on March 28, 2017. No other parties have
12 filed claims or answers in this matter, and the time in which any person or entity may file a claim and
13 answer has expired.

14 6. The Clerk of the Court entered a Clerk's Certificate of Entry of Default against Al
15 Shoman, Kristina Panisse, Andrea Jackson, Pablo Corchado and Gary Arthur on April 7, 2017.
16 Pursuant to Local Rule 540, the United States and Sydona Anderson Fernandez on Behalf of Estate of
17 Jason Derek Anderson thus join in a request that as part of the Final Judgment of Forfeiture in this case
18 the Court enter a default judgment against the interest, if any, of Al Shoman, Kristina Panisse, Andrea
19 Jackson, Pablo Corchado and Gary Arthur without further notice.

20 Based on the above findings, and the files and records of the Court, it is hereby ORDERED
21 AND ADJUDGED:

22 1. The Court adopts the Stipulation for Final Judgment of Forfeiture entered into by and
23 between the parties to this action.

24 2. Judgment is hereby entered against claimant Sydona Anderson Fernandez on Behalf of
25 Estate of Jason Derek Anderson and all other potential claimants who have not filed claims in this
26 action.

27 3. Upon entry of this Final Judgment of Forfeiture, all right, title, and interest of Sydona
28 Anderson Fernandez on Behalf of Estate of Jason Derek Anderson in the Approximately \$5,000.00 in

1 U.S. Currency, Approximately \$5,000.00 in U.S. Currency and \$1,100.00 of the Approximately
2 \$4,600.00 in U.S. Currency, together with any interest that may have accrued on the total amount
3 seized, shall be forfeited to the United States pursuant to 21 U.S.C. § 881(a)(6), to be disposed of
4 according to law.

5 4. Upon entry of a Final Judgment of Forfeiture herein, but no later than 60 days thereafter,
6 \$3,500 of the Approximately \$4,600.00 in U.S. Currency and \$3,700.00 of the Approximately
7 \$3,700.00 in U.S. Currency, shall be returned to claimant Sydona Anderson Fernandez on Behalf of
8 Estate of Jason Derek Anderson through her attorney Carolyn Hagin.

9 5. The United States and its servants, agents, and employees and all other public entities,
10 their servants, agents, and employees, are released from any and all liability arising out of or in any way
11 connected with the seizure, arrest, or forfeiture of the defendant currency. This is a full and final
12 release applying to all unknown and unanticipated injuries, and/or damages arising out of said seizure,
13 arrest, or forfeiture, as well as to those now known or disclosed. The parties waived the provisions of
14 California Civil Code § 1542.

15 6. Claimant waived any and all claim or right to interest that may have accrued on the
16 defendant currency.

17 7. All parties are to bear their own costs and attorneys' fees.

18 8. The U.S. District Court for the Eastern District of California, Hon. William B. Shubb,
19 District Judge, shall retain jurisdiction to enforce the terms of this Final Judgment of Forfeiture.

20 9. Based upon the allegations set forth in the Complaint filed November 4, 2015, and the
21 Stipulation for Final Judgment of Forfeiture filed herein, the Court enters this Certificate of Reasonable
22 Cause pursuant to 28 U.S.C. § 2465, that there was reasonable cause for the seizure and arrest of the
23 defendant currency, and for the commencement and prosecution of this forfeiture action.

24 SO ORDERED.

25 Dated: June 23, 2017


26 WILLIAM B. SHUBB
27 UNITED STATES DISTRICT JUDGE
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