

1 PHILLIP A. TALBERT  
United States Attorney  
2 KEVIN C. KHASIGIAN  
Assistant U. S. Attorney  
3 501 I Street, Suite 10-100  
Sacramento, CA 95814  
4 Telephone: (916) 554-2700  
5 Attorneys for the United States

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

11 UNITED STATES OF AMERICA,

2:17-CV-01300-MCE-EFB

12 Plaintiff,

WARRANT FOR ARREST OF  
ARTICLES *IN REM*

13 v.

14 APPROXIMATELY \$106,335.00 IN THE DLA  
PIPER ATTORNEY-CLIENT TRUST BANK  
15 ACCOUNT,

16 Defendant.

17  
18 TO THE INTERNAL REVENUE SERVICE, CRIMINAL INVESTIGATIONS OF THE  
19 EASTERN DISTRICT OF CALIFORNIA AND/OR ANY OTHER DULY AUTHORIZED LAW  
20 ENFORCEMENT OFFICER:

21 WHEREAS, a verified complaint of forfeiture has been filed on June 23, 2017, in the United  
22 States District Court for the Eastern District of California, alleging that the defendant Approximately  
23 \$106,335.00 in the DLA Piper Attorney-Client Trust Bank Account (hereafter "defendant funds") is  
24 subject to forfeiture to the United States pursuant to 18 U.S.C. § 981(a)(1)(C) for one or more violations  
25 of 18 U.S.C. §§ 1341 and 1343;

26 WHEREAS, Rule G(3)(b)(i) of the Supplemental Rules for Admiralty or Maritime Claims and  
27 Asset Forfeiture Actions ("Supplemental Rules") provides that when the United States files a complaint  
28 demanding a forfeiture for violation of a federal statute, the clerk must issue a warrant to arrest the

1 property if it is in the government's possession, custody, or control. The defendant funds are currently  
2 in the custody of the Internal Revenue Service, Criminal Investigations for the Eastern District of  
3 California;

4 WHEREAS, in addition, United States Magistrate Judge Deborah L. Barnes has ordered that the  
5 Clerk for the United States District Court, Eastern District of California, shall issue a Warrant for  
6 Arrest of Articles *In Rem* for the defendant funds based on the Verified Complaint for Forfeiture *In*  
7 *Rem* and the affidavit of Internal Revenue Service, Criminal Investigations Special Agent Daniel M.  
8 Norman, stating that there is probable cause to believe that the defendant funds so described constitute  
9 property that is subject to forfeiture for such violation(s);

10 YOU ARE, THEREFORE, HEREBY COMMANDED to arrest and seize the defendant funds,  
11 and use discretion and whatever means appropriate to protect and maintain said defendant funds; and

12 IT IS FURTHER ORDERED that you shall provide notice of this action to all persons thought  
13 to have an interest in or claim against the defendant funds by serving upon such persons a copy of this  
14 warrant and a copy of the Verified Complaint for Forfeiture *In Rem* in a manner consistent with the  
15 Supplemental Rules, the Federal Rules of Civil Procedure ("Fed. R. Civ. P."), and federal law. This  
16 warrant provides notice that in order to avoid forfeiture of the defendant funds, any person claiming an  
17 interest in, or right against, the property must file a verified claim, signed under penalty of perjury,  
18 identifying the interest in, or right against, the property in the manner set forth in Rule G(5)(a) of the  
19 Supplemental Rules, Federal Rules of Civil Procedure, except that in no event may such claim be filed  
20 later than 35 days after the date of notice of the forfeiture action and a copy of the complaint was sent  
21 or, as applicable, 60 days after the first day of publication on the official internet government forfeiture  
22 site [www.forfeiture.gov](http://www.forfeiture.gov) posting the notice of the forfeiture action. In addition, any person having filed  
23 such a claim must also file an answer to the complaint or a motion under Rule G(5) and Fed. R. Civ. P.,  
24 Rule 12 no later than 21 days after the filing of the claim, with a copy thereof sent to Assistant U.S.  
25 Attorney Kevin C. Khasigian, 501 I Street, Suite 10-100, Sacramento, CA 95814.

26 ///

27 ///

28 ///

1 IT IS FURTHER ORDERED that, promptly after execution of this process, you shall file the  
2 same in this Court with your return thereon, identifying the individuals upon whom copies were served  
3 and the manner employed.

4 Dated: 8/25, 2017

MARIANNE MATHERLY, Clerk

6 By: [Signature]  
7 Deputy Clerk  
8 United States District Court  
9 Eastern District of California  
10  
11  
12  
13  
14  
15  
16  
17  
18  
19  
20  
21  
22  
23  
24  
25  
26  
27  
28