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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 \$138,531.79 IN  
ESCROW PROCEEDS OF 2306  
15 NIGHTINGALE AVE., STOCKTON,  
CALIFORNIA,

16 Defendant.

2:17-MC-00039-WBS-CKD

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

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

20 1. On or about December 8, 2016, claimant Paniagua filed a claim in the administrative  
21 forfeiture proceedings with the Federal Bureau of Investigation (“FBI”) with respect to the  
22 Approximately \$138,531.79 in Escrow Proceeds of 2306 Nightingale Ave., Stockton, California  
23 hereafter “defendant currency”), which was seized on September 2, 2016.

24 2. The FBI has sent the written notice of intent to forfeit required by 18 U.S.C. §  
25 983(a)(1)(A) to all known interested parties. The time has expired for any person to file a claim to the  
26 defendant currency under 18 U.S.C. § 983(a)(2)(A)-(E), and no person other than the claimant has filed  
27 a claim to the defendant currency as required by law in the administrative forfeiture proceeding.

28 3. Under 18 U.S.C. § 983(a)(3)(A), the United States is required to file a complaint for

1 forfeiture against the defendant currency and/or to obtain an indictment alleging that the defendant  
2 currency is subject to forfeiture within ninety days after a claim has been filed in the administrative  
3 forfeiture proceedings, unless the court extends the deadline for good cause shown or by agreement of  
4 the parties. That deadline was March 8, 2017.

5 4. By Stipulation and Order filed March 3, 2017, the parties stipulated to extend to June 6,  
6 2017, the time in which the United States is required to file a civil complaint for forfeiture against the  
7 defendant currency and/or to obtain an indictment alleging that the defendant currency is subject to  
8 forfeiture.

9 5. By Stipulation and Order filed May 31, 2017, the parties stipulated to extend to  
10 September 5, 2017, the time in which the United States is required to file a civil complaint for forfeiture  
11 against the defendant currency and/or to obtain an indictment alleging that the defendant currency is  
12 subject to forfeiture.

13 6. By Stipulation and Order filed August 31, 2017, the parties stipulated to extend to  
14 October 5, 2017, the time in which the United States is required to file a civil complaint for forfeiture  
15 against the defendant currency and/or to obtain an indictment alleging that the defendant currency is  
16 subject to forfeiture.

17 7. By Stipulation and Order filed October 10, 2017, the parties stipulated to extend to  
18 November 6, 2017, the time in which the United States is required to file a civil complaint for forfeiture  
19 against the defendant currency and/or to obtain an indictment alleging that the defendant currency is  
20 subject to forfeiture.

21 8. By Stipulation and Order filed November 3, 2017, the parties stipulated to extend to  
22 January 5, 2018, the time in which the United States is required to file a civil complaint for forfeiture  
23 against the defendant currency and/or to obtain an indictment alleging that the defendant currency is  
24 subject to forfeiture.

25 9. By Stipulation and Order filed December 27, 2017, the parties stipulated to extend to  
26 March 6, 2018, the time in which the United States is required to file a civil complaint for forfeiture  
27 against the defendant currency and/or to obtain an indictment alleging that the defendant currency is  
28 subject to forfeiture.

1           10.     By Stipulation and Order filed March 2, 2018, the parties stipulated to extend to May 4,  
2 2018, the time in which the United States is required to file a civil complaint for forfeiture against the  
3 defendant currency and/or to obtain an indictment alleging that the defendant currency is subject to  
4 forfeiture.

5           11.     By Stipulation and Order filed May 2, 2018, the parties stipulated to extend to August 2,  
6 2018, the time in which the United States is required to file a civil complaint for forfeiture against the  
7 defendant currency and/or to obtain an indictment alleging that the defendant currency is subject to  
8 forfeiture.

9           12.     By Stipulation and Order filed July 27, 2018, the parties stipulated to extend to October  
10 1, 2018, the time in which the United States is required to file a civil complaint for forfeiture against  
11 the defendant currency and/or to obtain an indictment alleging that the defendant currency is subject to  
12 forfeiture.

13           13.     By Stipulation and Order filed October 1, 2018, the parties stipulated to extend to  
14 December 31, 2018, the time in which the United States is required to file a civil complaint for  
15 forfeiture against the defendant currency and/or to obtain an indictment alleging that the defendant  
16 currency is subject to forfeiture.

17           14.     By Stipulation and Order filed December 21, 2018, the parties stipulated to extend to  
18 April 1, 2019, the time in which the United States is required to file a civil complaint for forfeiture  
19 against the defendant currency and/or to obtain an indictment alleging that the defendant currency is  
20 subject to forfeiture.

21           15.     By Stipulation and Order filed March 28, 2019, the parties stipulated to extend to April  
22 July 1, 2019, the time in which the United States is required to file a civil complaint for forfeiture  
23 against the defendant currency and/or to obtain an indictment alleging that the defendant currency is  
24 subject to forfeiture.

25           16.     As provided in 18 U.S.C. § 983(a)(3)(A), the parties wish by agreement to extend to  
26 September 30, 2019, the time in which the United States is required to file a civil complaint for  
27 forfeiture against the defendant currency and/or to obtain an indictment alleging that the defendant  
28 currency is subject to forfeiture.

1           17.     Accordingly, the parties agree that the deadline by which the United States shall be  
2 required to file a complaint for forfeiture against the defendant currency and/or to obtain an indictment  
3 alleging that the defendant currency is subject to forfeiture shall be extended to September 30, 2019.

4 Dated:     6/24/2019

MCGREGOR W. SCOTT  
United States Attorney


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6                                     /s/ Kevin C. Khasigian  
7                                     KEVIN C. KHASIGIAN  
8                                     Assistant U.S. Attorney

9 Dated:     6/24/2019

10                                    /s/ Mark J. Reichel  
11                                    MARK J. REICHEL  
12                                    Attorney for Janet Paniagua  
13                                    (authorized via email)

14                   IT IS SO ORDERED.

15                   Dated: June 25, 2019

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18                                    WILLIAM B. SHUBB  
19                                    UNITED STATES DISTRICT JUDGE  
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