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8 IN THE UNITED STATES DISTRICT COURT
9 EASTERN DISTRICT OF CALIFORNIA
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11 UNITED STATES OF AMERICA,

12 Plaintiff,

13 v.

14 APPROXIMATELY \$14,340.00 IN U.S.
CURRENCY,

15 Defendant.
16

2:17-MC-00070-MCE-KJN

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

17 It is hereby stipulated by and between the United States of America and claimant Eduardo
18 Miranda ("Miranda"), by and through their respective counsel, as follows:

19 1. On or about September January 20, 2017, claimant Miranda filed claims in the
20 administrative forfeiture proceedings with the United States Postal Inspection Service with respect to
21 the Approximately \$14,340.00 in U.S. Currency. (hereafter "defendant currency"), which was seized
22 on November 1, 2016.

23 2. The United States Postal Inspection Service has sent the written notice of intent to forfeit
24 required by 18 U.S.C. § 983(a)(1)(A) to all known interested parties. The time has expired for any
25 person to file a claim to the defendant currency under 18 U.S.C. § 983(a)(2)(A)-(E), and no person
26 other than the claimant has filed a claim to the defendant currency as required by law in the
27 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 April 20, 2017.

5 4. By Stipulation and Order filed April 20, 2017, the parties stipulated to extend to June 19,
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 June 19, 2017, the parties stipulated to extend to August
10 18, 2017, 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 6. By Stipulation and Order filed August 15, 2017, the parties stipulated to extend to
14 October 17, 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. As provided in 18 U.S.C. § 983(a)(3)(A), the parties wish by agreement to further
18 extend to December 18, 2017, the time in which the United States is required to file a civil complaint
19 for forfeiture against the defendant currency and/or to obtain an indictment alleging that the defendant
20 currency is subject to forfeiture.

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1 8. 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 December 18, 2017.

4 Dated: 10/13/2017

PHILLIP A. TALBERT
United States Attorney


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

9 Dated: 10/13/2017

10 /s/ Jesse Ortiz
JESSE ORTIZ
Attorney for claimant
Eduardo Miranda
(Authorized via email)

13 IT IS SO ORDERED.

14 Dated: October 18, 2017

15 
16 MORRISON C. ENGLAND, JR.
17 UNITED STATES DISTRICT JUDGE