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5 Attorneys for the United States

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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 \$27,999.00 IN U.S.  
CURRENCY,

15 Defendant.

2:17-MC-00165-TLN-DB

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

16  
17 It is hereby stipulated by and between the United States of America and potential claimant  
18 Abricka Smith (“claimant”), by and through their respective counsel, as follows:

19 1. On or about August 7, 2017, claimant filed a claim in the administrative forfeiture  
20 proceeding with the U.S. Postal Inspection Service with respect to the Approximately \$27,999.00 in U.S.  
21 Currency (hereafter “defendant currency”), which was seized on May 17, 2017.

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 November 3, 2017.

3 4. As provided in 18 U.S.C. § 983(a)(3)(A), the parties wish by agreement to extend to  
4 January 2, 2018, 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 January 2, 2018.

10 Dated: 10/30/17

PHILLIP A. TALBERT  
United States Attorney

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

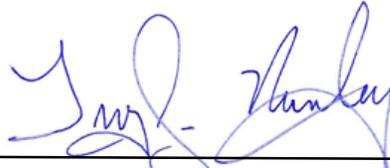
14  
15 Dated: 10/30/17

/s/ Peter S. Herrick  
PETER S. HERRICK  
Attorney for potential claimant  
Abricka Smith

(Signature authorized by email)

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21 **IT IS SO ORDERED.**

22 Dated: November 6, 2017

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24  
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26 Troy L. Nunley  
27 United States District Judge  
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