

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

6  
 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 \$10,270.00 IN U.S.  
 CURRENCY,  
 15 Defendant.

2:17-MC-00174-MCE-AC

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 William “Bill” Byron (“Byron”), by and through their respective counsel, as follows:

19 1. On or about August 16, 2017, claimant Byron filed a claim in the administrative  
 20 forfeiture proceedings with the United States Postal Inspection Service with respect to the  
 21 Approximately \$10,270.00 in U.S. Currency. (hereafter “defendant currency”), which was seized on  
 22 May 23, 2017.

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 is November 14, 2017.

5 4. As provided in 18 U.S.C. § 983(a)(3)(A), the parties wish by agreement to further  
6 extend to December 14, 2017, the time in which the United States is required to file a civil complaint  
7 for forfeiture against the defendant currency and/or to obtain an indictment alleging that the defendant  
8 currency is subject to forfeiture.

9 5. Accordingly, the parties agree that the deadline by which the United States shall be  
10 required to file a complaint for forfeiture against the defendant currency and/or to obtain an indictment  
11 alleging that the defendant currency is subject to forfeiture shall be extended to December 14, 2017.

12 Dated: 11/8/2017

PHILLIP A. TALBERT  
United States Attorney

13  
14 /s/ Kevin C. Khasigian  
15 KEVIN C. KHASIGIAN  
Assistant U.S. Attorney

16  
17 Dated: 11/8/2017

/s/ Candice L. Fields  
18 CANDICE L. FIELDS  
Attorney for claimant  
19 William "Bill" Byron  
(Authorized via email)

**ORDER**

Pursuant to the stipulation of the parties and good cause appearing, it is hereby ordered that the deadline by which the United States shall be required to file a complaint for forfeiture against the defendant currency and/or to obtain an indictment alleging that the defendant currency is subject to forfeiture is extended to December 14, 2017.

IT IS SO ORDERED.

Dated: November 27, 2017

  
MORRISON C. ENGLAND, JR.  
UNITED STATES DISTRICT JUDGE

1  
2  
3  
4  
5  
6  
7  
8  
9  
10  
11  
12  
13  
14  
15  
16  
17  
18  
19  
20  
21  
22  
23  
24  
25  
26  
27  
28