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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 \$10,270.00 IN U.S.
 CURRENCY,
 15 Defendant.
 16

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

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 was November 14, 2017.

5 4. By Stipulation and Order filed November 28, 2017, the parties stipulated to extend to
6 December 14, 2017, the time in which the United States is required to file a civil complaint for
7 forfeiture against the defendant currency and/or to obtain an indictment alleging that the defendant
8 currency is subject to forfeiture.

9 5. By Stipulation and Order filed December 13, 2017, the parties stipulated to extend to
10 January 15, 2018, 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. As provided in 18 U.S.C. § 983(a)(3)(A), the parties wish by agreement to further
14 extend to February 15, 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 7. Accordingly, the parties agree that the deadline by which the United States shall be
18 required to file a complaint for forfeiture against the defendant currency and/or to obtain an indictment
19 alleging that the defendant currency is subject to forfeiture shall be extended to February 15, 2018.

20 Dated: 1/9/2018

MCGREGOR W. SCOTT
United States Attorney

21
22 /s/ Kevin C. Khasigian
23 KEVIN C. KHASIGIAN
Assistant U.S. Attorney

24
25 Dated: 1/9/2018

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

ORDER

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 shall be extended to not later than **February 15, 2018**.

IT IS SO ORDERED.

Dated: January 11, 2018


MORRISON C. ENGLAND, JR.
UNITED STATES DISTRICT JUDGE

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