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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 NET PROCEEDS FROM THE SALE OF OTHER
 TOBACCO PRODUCTS LOCATED AT 6255 MCLEOD
 15 DRIVE, SUITE 13, LAS VEGAS, NEVADA 89120,
 16 NET PROCEEDS FROM THE SALE OF OTHER
 TOBACCO PRODUCTS LOCATED AT 10879
 17 PORTAL DRIVE, SUITE B, LOS ALAMITOS,
 CALIFORNIA 90720, and
 18 APPROXIMATELY \$41,274.49 SEIZED FROM WELLS
 19 FARGO BANK ACCOUNT NUMBER 5422109032,
 20 TITLED IN THE NAME 21ST CENTURY
 DISTRIBUTION,
 21 Defendants.

2:17-MC-00195-TLN-EFB

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

22 It is hereby stipulated by and between the United States of America and potential claimant
 23 Rahman Lakhani (“claimant”), by and through their respective counsel, as follows:

24 1. On or about September 21, 2017, the Bureau of Alcohol, Tobacco, Firearms and
 25 Explosives (“ATF”) seized Other Tobacco Products located at 6255 McLeod Drive, Suite 13, Las
 26 Vegas, Nevada and Other Tobacco Products located at 10879 Portal Drive, Suite B, Los Alamitos,
 27 California (“defendant OTP”). On or about October 16, 2017, ATF seized Approximately
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1 \$41,274.49 seized from Wells Fargo Bank Account Number 5422109032, titled in the name 21st
2 Century Distribution (hereafter “defendant currency”).

3 2. Under 18 U.S.C. § 983(a)(3)(A), the United States is required to file a complaint for
4 forfeiture against the defendant OTP and defendant currency and/or to obtain an indictment alleging
5 that the defendant OTP and defendant currency are subject to forfeiture within ninety days after
6 seizure of an asset, unless the court extends the deadline for good cause shown or by agreement of the
7 parties. That deadline was December 20, 2017.

8 3. By Stipulation and Order filed January 2, 2018, the parties stipulated to extend to
9 March 20, 2018, the time in which the United States is required to file a civil complaint for forfeiture
10 against the defendant OTP and defendant currency and/or to obtain an indictment alleging that the
11 defendant OTP and defendant currency are subject to forfeiture.

12 4. By Stipulation and Order filed March 28, 2018, the parties stipulated to extend to June
13 18, 2018, the time in which the United States is required to file a civil complaint for forfeiture against
14 the defendant OTP and defendant currency and/or to obtain an indictment alleging that the defendant
15 OTP and defendant currency are subject to forfeiture.

16 5. By Stipulation and Order filed June 26, 2018, the parties stipulated to extend to
17 September 17, 2018, the time in which the United States is required to file a civil complaint for
18 forfeiture against the defendant OTP and defendant currency and/or to obtain an indictment alleging
19 that the defendant OTP and defendant currency are subject to forfeiture.

20 6. By Stipulation and Order filed September 17, 2018, the parties stipulated to extend to
21 December 17, 2018, the time in which the United States is required to file a civil complaint for
22 forfeiture against the defendant OTP and defendant currency and/or to obtain an indictment alleging
23 that the defendant OTP and defendant currency are subject to forfeiture.

24 7. As provided in 18 U.S.C. § 983(a)(3)(A), the parties wish by agreement to further
25 extend to March 18, 2019, the time in which the United States is required to file a civil complaint for
26 forfeiture against the defendant OTP and defendant currency and/or to obtain an indictment alleging
27 that the defendant OTP and defendant currency are 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 OTP and defendant currency and/or to
3 obtain an indictment alleging that the defendant OTP and defendant currency are subject to forfeiture
4 shall be extended to March 18, 2019.

5 DATED: 10/22/2018

McGREGOR W. SCOTT
United States Attorney

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


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10 DATED: 10/22/2018

/s/ Patrick Hanly
PATRICK HANLY
Attorney for Rahman Lakhani

(As authorized via phone)

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13 IT IS SO ORDERED.

14 Dated: October 22, 2018

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17 Troy L. Nunley
United States District Judge