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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 \$28,000.00 IN U.S.
CURRENCY,

15 Defendant.

2:18-MC-00057-MCE-KJN

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

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

19 1. On or about February 2, 2018, claimant filed a claim in the administrative forfeiture
20 proceeding with the U.S. Postal Inspection Service with respect to the Approximately \$28,000.00 in U.S.
21 Currency (hereafter “defendant currency”), which was seized on December 2, 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 was May 3, 2018.

3 4. By Stipulation and Order filed April 30, 2018, the parties stipulated to extend to June 1,
4 2018, the time in which the United States is required to file a civil complaint for forfeiture against the
5 defendant currency and/or to obtain an indictment alleging that the defendant currency is subject to
6 forfeiture.

7 5. By Stipulation and Order filed June 8, 2018, the parties stipulated to extend to July 2,
8 2018, the time in which the United States is required to file a civil complaint for forfeiture against the
9 defendant currency and/or to obtain an indictment alleging that the defendant currency is subject to
10 forfeiture.

11 6. By Stipulation and Order filed July 3, 2018, the parties stipulated to extend to August 1,
12 2018, the time in which the United States is required to file a civil complaint for forfeiture against the
13 defendant currency and/or to obtain an indictment alleging that the defendant currency is subject to
14 forfeiture.

15 7. As provided in 18 U.S.C. § 983(a)(3)(A), the parties wish by agreement to further extend
16 to September 3, 2018, the time in which the United States is required to file a civil complaint for
17 forfeiture against the defendant currency and/or to obtain an indictment alleging that the defendant
18 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 September 3, 2018.

4 Dated: 7/27/18

McGREGOR W. SCOTT
United States Attorney

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

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9 Dated: 7/26/18

/s/ Isaac Safier
ISAAC SAFIER
Attorney for potential claimant
Roderick Allen Stanback

(Signature authorized by email)

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14 **IT IS SO ORDERED.**

15 Dated: July 30, 2018

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MORRISON C. ENGLAND, JR.
UNITED STATES DISTRICT JUDGE