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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 GLOCK 17 PISTOL,
TWO (2) GLOCK 17 MAGAZINES,
15 13 9MM LUGER ROUNDS,
2012 PORSCHE CAYENNE, VIN:
16 WP1AA2A22CLA02881, CALIFORNIA
LICENSE NUMBER: LIN888,

17 Defendants.
18

2:18-MC-00149-MCE-AC

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

19 It is hereby stipulated by and between the United States of America and potential claimant Xiu
20 Qin Lin (“Lin”), by and through their respective counsel, as follows:

21 1. On or about July 8, 2018, claimant Lin filed a claim in the administrative forfeiture
22 proceedings with the U.S. Customs and Border Protection (“CBP”) with respect to the defendant assets
23 listed above (“defendant assets”), which were seized on April 3, 2018.

24 2. The CBP has sent the written notice of intent to forfeit required by 18 U.S.C. §
25 983(a)(1)(A) to all known interested parties. The time has expired for any person to file a claim to the
26 defendant currency under 18 U.S.C. § 983(a)(2)(A)-(E), and no person other than the claimant has filed
27 a claim to the defendant assets as required by law in the 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 assets and/or to obtain an indictment alleging that the defendant assets
2 are subject to forfeiture within ninety days after a claim has been filed in the administrative forfeiture
3 proceedings, unless the court extends the deadline for good cause shown or by agreement of the parties.
4 That deadline was October 1, 2018.

5 4. By Stipulation and Order filed October 2, 2018, the parties stipulated to extend to
6 January 2, 2019, the time in which the United States is required to file a civil complaint for forfeiture
7 against the defendant assets and/or to obtain an indictment alleging that the defendant assets are subject
8 to forfeiture.

9 5. By Stipulation and Order filed January 3, 2019, the parties stipulated to extend to March
10 1, 2019, the time in which the United States is required to file a civil complaint for forfeiture against
11 the defendant assets and/or to obtain an indictment alleging that the defendant assets are subject to
12 forfeiture.

13 6. By Stipulation and Order filed March 4, 2019, the parties stipulated to extend to May 30,
14 2019, the time in which the United States is required to file a civil complaint for forfeiture against the
15 defendant assets and/or to obtain an indictment alleging that the defendant assets are subject to
16 forfeiture.

17 7. By Stipulation and Order filed July 3, 2019, the parties stipulated to extend to August
18 28, 2019, the time in which the United States is required to file a civil complaint for forfeiture against
19 the defendant assets and/or to obtain an indictment alleging that the defendant assets are subject to
20 forfeiture.

21 8. By Stipulation and Order filed September 11, 2019, the parties stipulated to extend to
22 November 26, 2019, the time in which the United States is required to file a civil complaint for
23 forfeiture against the defendant assets and/or to obtain an indictment alleging that the defendant assets
24 are subject to forfeiture.

25 9. By Stipulation and Order filed January 6, 2020, the parties stipulated to extend to
26 January 24, 2020, the time in which the United States is required to file a civil complaint for forfeiture
27 against the defendant assets and/or to obtain an indictment alleging that the defendant assets are subject
28 to forfeiture.

1 10. By Stipulation and Order filed February 5, 2020, the parties stipulated to extend to April
2 23, 2020, the time in which the United States is required to file a civil complaint for forfeiture against
3 the defendant assets and/or to obtain an indictment alleging that the defendant assets are subject to
4 forfeiture.

5 11. By Stipulation and Order filed April 21, 2020, the parties stipulated to extend to July 22,
6 2020, the time in which the United States is required to file a civil complaint for forfeiture against the
7 defendant assets and/or to obtain an indictment alleging that the defendant assets are subject to
8 forfeiture.

9 12. By Stipulation and Order filed July 16, 2020, the parties stipulated to extend to October
10 20, 2020, the time in which the United States is required to file a civil complaint for forfeiture against
11 the defendant assets and/or to obtain an indictment alleging that the defendant assets are subject to
12 forfeiture.

13 13. By Stipulation and Order filed October 22, 2020, the parties stipulated to extend to
14 January 18, 2021, the time in which the United States is required to file a civil complaint for forfeiture
15 against the defendant assets and/or to obtain an indictment alleging that the defendant assets are subject
16 to forfeiture.

17 14. By Stipulation and Order filed January 22, 2021, the parties stipulated to extend to April
18 19, 2021, the time in which the United States is required to file a civil complaint for forfeiture against
19 the defendant assets and/or to obtain an indictment alleging that the defendant assets are subject to
20 forfeiture.

21 15. As provided in 18 U.S.C. § 983(a)(3)(A), the parties wish by agreement to further
22 extend to July 19, 2021, the time in which the United States is required to file a civil complaint for
23 forfeiture against the defendant assets and/or to obtain an indictment alleging that the defendant assets
24 are subject to forfeiture.

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