

1 McGREGOR W. SCOTT
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 \$11,450.00 IN U.S.
CURRENCY,

15 Defendant.

2:19-MC-00112-MCE-CKD

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

16
17
18 It is hereby stipulated by and between the United States of America and potential claimant Corlis
19 McSpadden (“claimant”), by and through their respective counsel, as follows:

20 1. On or about April 12, 2019, claimant filed a claim in the administrative forfeiture
21 proceeding with the U.S. Postal Inspection Service with respect to the Approximately \$11,450.00 in U.S.
22 Currency (hereafter “defendant currency”), which was seized on February 7, 2019.

23 2. The U.S. Postal Inspection Service has sent the written notice of intent to forfeit required
24 by 18 U.S.C. § 983(a)(1)(A) to all known interested parties. The time has expired for any person to file a
25 claim to the defendant currency under 18 U.S.C. § 983(a)(2)(A)-(E), and no person other than claimant
26 has filed a claim to the defendant currency as required by law in the administrative forfeiture proceeding.

27 3. Under 18 U.S.C. § 983(a)(3)(A), the United States is required to file a complaint for
28 forfeiture against the defendant currency and/or to obtain an indictment alleging that the defendant

1 currency is subject to forfeiture within ninety days after a claim has been filed in the administrative
2 forfeiture proceeding, unless the court extends the deadline for good cause shown or by agreement of the
3 parties. That deadline was July 11, 2019.

4 4. By Stipulation and Order filed July 19, 2019, the parties stipulated to extend to October 9,
5 2019, the time in which the United States is required to file a civil complaint for forfeiture against the
6 defendant currency and/or to obtain an indictment alleging that the defendant currency is subject to
7 forfeiture.

8 5. As provided in 18 U.S.C. § 983(a)(3)(A), the parties wish by agreement to extend to
9 December 9, 2019, the time in which the United States is required to file a civil complaint for forfeiture
10 against the defendant currency and/or to obtain an indictment alleging that the defendant currency is
11 subject to forfeiture.

12 6. Accordingly, the parties agree that the deadline by which the United States shall be
13 required to file a complaint for forfeiture against the defendant currency and/or to obtain an indictment
14 alleging that the defendant currency is subject to forfeiture shall be extended to December 9, 2019.

15 Dated: 10/3/19

McGREGOR W. SCOTT
United States Attorney

16
17 By: /s/ Kevin C. Khasigian
KEVIN C. KHASIGIAN
Assistant U.S. Attorney

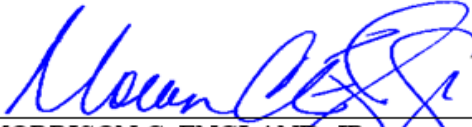
18
19 Dated: 10/2/19

/s/ Peter S. Herrick
PETER S. HERRICK
Attorney for potential claimant
Corlis McSpadden

(Signature authorized by email)

20
21
22
23 IT IS SO ORDERED.

24 Dated: October 8, 2019

25
26 
27 MORRISON C. ENGLAND, JR.
28 UNITED STATES DISTRICT JUDGE