

1 JOSEPH P. RUSSONIELLO (CSBN 44332)
2 United States Attorney

3 BRIAN J. STRETCH (CSBN 163973)
4 Chief, Criminal Division

5 DAVID B. COUNTRYMAN (CSBN 100374)
6 Assistant United States Attorney

7 450 Golden Gate Avenue, 11th Floor
8 San Francisco, CA 94102
9 Telephone: 415.436.7303
10 Facsimile: 415.436.6748
11 Email: david.countryman@usdoj.gov

12 Attorneys for United States of America

13 UNITED STATES DISTRICT COURT
14 NORTHERN DISTRICT OF CALIFORNIA
15 SAN FRANCISCO DIVISION

16 UNITED STATES OF AMERICA,)
17 Plaintiff,)
18 v.)
19 APPROXIMATELY \$104,994 IN UNITED)
20 STATES CURRENCY,)
21 Defendant.)

No. CV 08-02331 JL

**STIPULATION TO STAY PROCEEDING
PURSUANT TO 18 U.S.C. § 981(g) and
~~PROPOSED~~ ORDER**

22 IT IS HEREBY STIPULATED by and between plaintiff United States of America and claimant
23 Todd Dunphy, through undersigned counsel, that this action be stayed pursuant to 18 U.S.C. § 981(g)
24 and 21 U.S.C. § 881(i).

25 Claimant Todd Dunphy is currently the subject of a related criminal investigation in Hawaii.
26 The allegations in the forfeiture complaint are based, in large part, on the allegations at issue in the
27 related criminal investigation. Consequently, the parties agree that a stay in the forfeiture proceeding is
28 appropriate in order for the parties to evaluate the issues to be raised in the pending indictment and to

1 determine how that criminal proceeding will affect the present case.

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IT IS SO STIPULATED:

JOSEPH P. RUSSONIELLO
United States Attorney

Dated: June 17, 2009

/S/ _____
DAVID COUNTRYMAN
Assistant United States Attorney

Dated: June 17, 2009

/S/ _____
DAVID M. MICHAEL
Attorney for Claimant
Todd Dunphy.

ORDER GRANTING STAY

UPON CONSIDERATION of the Stipulation to Stay, the entire record, and for good cause shown, it is by the Court on this 19th day of June, 2009

Case Management Conference is continued to August 12, ORDERED that the ~~instant case be, and hereby is, STAYED, until~~ _____, 2009, at 10:30 a.m. pursuant to 18 U.S.C. § 981(g).


HONORABLE JAMES LARSON
United States Magistrate Judge