

United States District Court  
For the Northern District of California

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IN THE UNITED STATES DISTRICT COURT  
FOR THE NORTHERN DISTRICT OF CALIFORNIA

UNITED STATES OF AMERICA,  
Plaintiff,

No. CR 8-0443 MMC

v.

EARL HARREL SIMS, II,  
Defendant.

KAP SUK SIMS,  
Petitioner

**ORDER DIRECTING CLERK TO FILE  
CERTIFICATE OF SERVICE AND  
ATTACHED DOCUMENTS UNDER SEAL**

No. C 08-5023 MMC

UNITED STATES OF AMERICA,  
Plaintiff,

v.

APPROXIMATELY \$57,378.00 IN UNITED  
STATES CURRENCY,  
Defendant.

KAP SUK SIMS,  
Claimant.

Before the Court is petitioner and claimant Kap Suk Sims' ("Sims") "Certificate of Service," filed July 27, 2011 (hereafter, "Certificate"). Sims is hereby ADVISED that her

1 Certificate does not show she served the opposing party in accordance with Rule 5 of the  
2 Federal Rules of Civil Procedure. To constitute proper service, she must also serve the  
3 United States Attorney with a copy of any document she files with the Clerk of Court.  
4 Nevertheless, in the interest of judicial economy, the Court will not require further service of  
5 the documents filed by Sims to date. Any future filings, however, must comply with Rule 5  
6 as set forth above.

7 Further, the Court hereby DIRECTS the Clerk to file the Certificate and attached  
8 documents under seal, as the attached documents consist of materials ordered sealed by  
9 the Court on July 21, 2011.<sup>1</sup> The Clerk shall allow a representative of the Office of the  
10 United States Attorney to review and copy the Certificate, as well as the attached  
11 documents.

12  
13 **IT IS SO ORDERED.**

14  
15 Dated: July 29, 2011

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17 MAXINE M. CHESNEY  
18 United States District Judge  
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26 <sup>1</sup> Although the attached documents also include a declaration by Sims, as well as  
27 attachments thereto, which documents, on an earlier date, were electronically filed in the  
28 public record (see Case No. C 08-5023, Doc. No. 59), the Court deems it preferable to  
retain the entirety of the filing intact.