

FILED

MAR 26 2010

RICHARD W. WIEGAND
CLERK, U.S. DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
OAKLAND

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10 UNITED STATES DISTRICT COURT
11 NORTHERN DISTRICT OF CALIFORNIA
12 OAKLAND DIVISION

13 UNITED STATES OF AMERICA,)
14 Plaintiff,)

15 v.)

16 \$16,000 IN UNITED STATES CURRENCY)
AND \$92,000 IN UNITED STATES)
17 CURRENCY,)
Defendants.)

18 JOSE CASTELLANOS,)
19 Claimant.)

No. C 05-1033 DLJ

STIPULATION TO FORFEIT
DEFENDANTS AND TO THE ENTRY
OF A JUDGMENT OF FORFEITURE

1 Plaintiff United States of America and claimant Jose M. CASTELLANOS stipulate,
2 subject to the Court's approval, as follows:

3 1. The plaintiff is the United States of America. The first defendant is \$16,000 in
4 United States Currency which was seized during the execution of a search warrant on or about
5 September 22, 2004 from 932 South Regatta Drive, Vallejo, California, where claimant
6 CASTELLANOS resided, and the second defendant is the \$92,000 in United States Currency
7 which was seized during the execution of a search warrant on or about the same day from a safe
8 in a storage locker which claimant CASTELLANOS rented at the Columbus Parkway Self
9 Storage Facility, 3480 Tennessee Street, Vallejo. *See* Complaint for Forfeiture, filed March 11,
10 2005. The claimant is CASTELLANOS who, on or about April 18, 2005, filed a claim to
11 defendant \$16,000 and defendant \$92,000 in which he asserted ownership of defendants, and
12 who, on or about May 2, 2005, filed an answer which joined issue in this case. For the purpose
13 of this stipulation, the "parties" are plaintiff United States and claimant CASTELLANOS.

14 2. The parties agree that defendant \$16,000 and defendant \$92,000 are subject to
15 forfeiture on the basis of the allegations of the Complaint for Forfeiture, filed March 11, 2005 in
16 this case, and the Plea Agreement filed on July 27, 2009 in the related criminal case, *United*
17 *States v. Castellanos*, CR 04-40148 DLJ, and further agree that defendants \$16,000 and \$92,000
18 can be forfeited to the United States without any further notice to claimant.

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1 3. Because defendants \$16,000 and \$92,000 are subject to forfeiture and are to be
2 forfeited, the parties also agree, subject to the Court's approval, that the Court enter the proposed
3 Judgment of Forfeiture which is submitted with this stipulation.

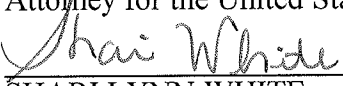
4
5 IT IS SO STIPULATED:

6 Dated: March 26, 2010

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9 Dated: March 26, 2010

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SHARI LYNN WHITE
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Attorney for Jose M. Castellanos in
CR 04-40148 DLJ & CV 05-01033 DLJ

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15 IT IS SO ORDERED ON THIS 26th DAY OF MARCH, 2010.


HONORABLE D. LOWELL JENSEN
United States District Judge