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12 Attorneys for United States of America

13 UNITED STATES DISTRICT COURT
14 NORTHERN DISTRICT OF CALIFORNIA

15 UNITED STATES OF AMERICA,)
16 Plaintiff,)
17 v.)
18 APPROXIMATELY \$270,380 IN UNITED)
19 STATES CURRENCY,)
20 Defendant.)

No. 09 - 05355 SBA

**STIPULATION TO STAY PROCEEDING
and ~~PROPOSED~~ ORDER**

21 IT IS HEREBY STIPULATED by and between plaintiff United States of America and
22 potential claimants Billy and Connie Rainer, through undersigned counsel, that this action be
23 stayed pursuant to 18 U.S.C. § 981(g) and 21 U.S.C. § 881(I).

24 On July 1, 2009, potential claimants were arrested for allegedly growing marijuana on
25 the property where the defendant currency was seized, and the criminal case is currently being
26 prosecuted in the Superior Court for the State of California in Lake County. The allegations in
27 the present forfeiture complaint are related to the allegations at issue in the related criminal
28 indictment and, consequently, the parties agree that a stay in the forfeiture proceeding for 180
days is necessary, because continuation of the forfeiture proceeding will burden the right of the

1 claimant against self-incrimination in the related criminal case and will adversely affect the
2 prosecution of the related criminal case.

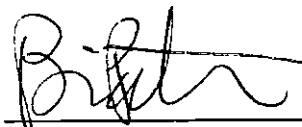
4 IT IS SO STIPULATED:

JOSEPH P. RUSSONIELLO
United States Attorney

7 Dated: 12/07/09


DAVID COUNTRYMAN
Assistant United States Attorney

11 Dated: 12/04/09


BRIAN J. PETERSEN
Attorney for Potential Claimants
Billy and Connie Rainer

ORDER GRANTING STAY

16 UPON CONSIDERATION of the Stipulation to Stay, the entire record, and for good
17 cause shown, it is by the Court on this 21st day of DECEMBER, 2009

18 ORDERED that the instant case be, and hereby is, STAYED, until JUNE 21,
19 2010, at 9:00 AM pursuant to 18 U.S.C. § 981(g).


HONORABLE SAUNDRA BROWN ARMSTRONG
United States District Judge