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 17 JEREMIAH THEDE and
 18 ANITA THEDE

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 20 **UNITED STATES DISTRICT COURT**
 21 **NORTHERN DISTRICT OF CALIFORNIA**
 22 **OAKLAND DIVISION**

VENABLE LLP
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 LOS ANGELES, CA 90067
 310-229-9900

23 UNITED STATES OF AMERICA,
 24
 25 Plaintiff,
 26
 27 v.
 28 REAL PROPERTY AND
 IMPROVEMENTS LOCATED AT 1292
 TRESTLE GLEN ROAD, OAKLAND,
 CALIFORNIA, APN #024-0566-031,
 Defendant.

CASE NO. CV10-2498-CW
**STIPULATION TO CONTINUE
 CASE MANAGEMENT
 CONFERENCE**

Current Date of CMC: 12/13/11
 Proposed Date of CMC: 2/7/12

JEREMIAH THEDE; ANITA THEDE,
 Claimants.

1 Plaintiff United States of America (“the Government”) and Claimants
2 Jeremiah Thede and Anita Thede (“Claimants”), by their respective undersigned
3 counsel, hereby file this Stipulation to continue Case Management Conference, and
4 stipulate to the following:

5 1. There exist two related state cases arising out of the same or similar
6 conduct alleged in the civil complaint here. The first is the matter entitled *The*
7 *People of the State of California vs. Jeremiah Mathis Thede*, Contra Costa
8 Superior Court Case No. 30548-0 (the “Criminal Case”). The second is a state
9 civil forfeiture case entitled *The People of the State of California v. Three-One-*
10 *Ounce Gold Coins and Seventy-Two Dollars And Ninety Cents (\$72.90) And Five*
11 *Thousand Nine Hundred Eighty-Three Dollars and Eight Cents (\$5,983.08) And*
12 *Five Thousand Two Hundred Eighteen Dollars And Eighty-Four Cents (\$5,218.84)*
13 *and Five Hundred Sixty-Nine Dollars (\$569.00) And One Hundred Two Dollars*
14 *And Four Cents (\$102.04) And Three Thousand Fifty-Two Dollars And Forty-Five*
15 *Cents (\$3,052.45) In United States Currency and One (1) 2005 BMW CIV VIN*
16 *#WBAEH73455B19386* (The “State Civil Forfeiture Case”).

17 2. Both the Criminal Case and the State Civil Forfeiture Case have been
18 resolved.

19 3. Although the parties have reached a settlement in principal in this case,
20 Claimants have not yet funded the settlement.

21 4. The Government has alleged in this Civil Complaint for Forfeiture that
22 Claimant “Jeremiah Thede is the owner of record for the defendant real property.”

23 5. As part of the State Civil Forfeiture case, the People have agreed to
24 return \$3,052.45 to Jeremiah Thede who in turn, will pay that money to the federal
25 government in this case, in addition to other funds as agreed among the parties.

26 6. The defendant asset is currently encumbered by a *lis pendens*.
27
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1 7. Pursuant to the foregoing, the parties hereby stipulate and agree to
2 continue the Case Management Conference currently scheduled for December 13,
3 2011 to February 7, 2012 at 2:00 p.m.

4 IT IS SO STIPULATED.

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6 Dated: December 6, 2011

VENABLE LLP

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9 By: /s/David A. Kettel
10 David A. Kettel
11 Attorneys for Claimants
12 JEREMIAH THEDE AND ANIT THEDE

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14
15 Dated: December 6, 2011

MELINDA HAAG
United States Attorney

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19 By: /s/Arvon J. Perteet
20 Arvon J. Perteet
21 Assistant United States Attorney
22 Attorneys for the United States of America

ORDER

23 **IT IS SO ORDERED** that the case management conference currently set for Tuesday,
24 December 13, 2011, is continued to Tuesday, February 22, 2012, at 2:00 p.m. A case
25 management statement is due February 15, 2012.

26 12/7/2011

27 _____
DATE

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HONORABLE CLAUDIA A. WILKEN
United States District Court Judge