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 9 Attorneys for United States of America

10 UNITED STATES DISTRICT COURT  
 11 NORTHERN DISTRICT OF CALIFORNIA  
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13 UNITED STATES OF AMERICA,	)	No. CV 10-2498 CW
14 Plaintiff,	)	
15 v.	)	CONSENT JUDGMENT OF FORFEITURE
16 REAL PROPERTY AND	)	[CASE-DISPOSITVE]
17 IMPROVEMENTS LOCATED AT 1292	)	
18 TRESTLE GLEN ROAD, OAKLAND,	)	
CALIFORNIA,	)	
19 Defendant.	)	

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 21 In full and final settlement of all claims and disputes directly or indirectly related to the  
 22 captioned forfeiture action, plaintiff United States of America, and Jeremiah Thede and Anita  
 23 Thede, through their undersigned counsel, hereby stipulate and agree as follows:

- 24 1. The plaintiff filed a Compliant for Forfeiture against the defendant real property  
 25 on June 7, 2010, pursuant to 21 U.S. C. § 881(a)(7), in that the defendant real property was used  
 26 to facilitate the cultivation of marijuana.
- 27 2. Jeremiah Thede and Anita Thede are the sole claimants to the defendant real  
 28 property.

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3. Claimants, Jeremiah and Anita Thede do not contest that there is probable cause to forfeit the defendant real property.

4. In lieu of forfeiting the defendant real property, the United States and claimant, Jeremiah Thede, agrees to forfeit and pay to the United States \$80,000.00 in the form of a cashier's check. Anita Thede does not oppose forfeiture of the \$80,000.00.

5. Jeremiah Thede further agrees to forfeit \$205,894.71 seized from Jeremiah Thede's Charles Schwab Account Number KA 8771-4397. Anita Thede does not oppose the forfeiture of Jeremiah Thede's \$205,894.71.

6. Upon payment of the \$80,000.00 as set forth in paragraph 4 above, the United States shall file a release of lis pendens related to the defendant real property within 30 days of receipt of the payment.

7. Claimants, Jeremiah Thede and Anita Thede, shall hold harmless the United States, any and all agents, officers, representatives and employees of the same, including all federal and local enforcement officers, DEA agents, California Highway Patrol officers, Contra Costa District Attorney's Office investigators and employees, for any and all acts directly or indirectly related to the forfeiture of the defendant real property.

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8. Each party shall bear its own attorney's fees and costs.

9. The United States Marshals Service shall dispose of the forfeited funds according to law.

IT IS SO STIPULATED:

Dated: 2/24/12

  
ARVON J. PERREET  
Assistant United States Attorney

Dated: 2/24/12

  
DAVID A. KETTEL  
Attorney for Claimants  
Jeremiah Thede and Anita Thede

Dated: 2/23/12

  
JEREMIAH THEDE  
Claimant

Dated: 2/23/12

  
ANITA THEDE  
Claimant

**ORDER**

IT IS SO ORDERED.

Dated: 2/28/2012

  
CLAUDIA WILKEN  
UNITED STATES DISTRICT JUDGE