

**IN THE UNITED STATES DISTRICT COURT FOR THE
MIDDLE DISTRICT OF GEORGIA
MACON DIVISION**

<i>IN RE:</i>)	
NON-JUDICIAL CIVIL FORFEITURE)	MISC NO.: 5:11-mc-15 (MTT)
PROCEEDING)	
)	
Assets: \$112,430.00 in U.S. Funds;)	
\$30,597.81 in U.S. Funds;)	
\$21,259.94 in U.S. Funds;)	
\$14,996.61 in U.S. Funds;)	
\$11,550.39 in U.S. Funds;)	
\$11,001.01 in U.S. Funds;)	
\$7,551.71 in U.S. Funds;)	
One Ruger P89 Pistol,)	
S/N: 312-25133;)	
One Remington 7400 .243 Caliber Rifle,)	
S/N: N8441563;)	
One Remington 870 12 Gauge Shotgun,)	
S/N: A716593M;)	
One JC Higgins .22 Caliber Rifle,)	
S/N: None;)	
One Eastern .410 Caliber Shotgun,)	
S/N: None;)	
One Armalite .22 Caliber Rifle,)	
S/N: None;)	
One Ranger Pistol,)	
S/N: 397093;)	
One Johnson Revolver,)	
S/N: None;)	
One Taurus PT 24/7, .45 Caliber Pistol,)	
S/N: NAT61929;)	
One Taurus .38 Revolver,)	
S/N: VJ48727;)	
One K-95 Stun Gun,)	
S/N: None;)	
One Single Shot Topper 12 Gauge)	
Shotgun, S/N: AG269751;)	
One Bolt Action .22 Caliber Rifle,)	
S/N: None;)	
One 12 Gauge, Double Barrel Shotgun,)	
S/N: None;)	
One New Haven .410 Bolt Action)	
Shotgun, S/N: None;)	
One Browning A-bolt .270 Caliber Rifle,)	
S/N: 21063NM717;)	

One Browning 7mm Bolt Action Rifle,)
 S/N: None;)
 One New England Arms 20 Gauge)
 Shotgun, S/N: NS315104;)
 One Norinco SKS Semi-Automatic Rifle,)
 S/N: 3080787;)
 One Charles Daily 12 Gauge Shotgun,)
 S/N: 955971;)
 One Revelation 30-30 Lever Action Rifle,)
 S/N: 905104;)
 One Winchester Single Shot 12 Gauge)
 Shotgun, S/N: None;)
 One Lorcin .380 Caliber Pistol,)
 S/N: 210828;)
 One Sportarms Model HS 38S Caliber)
 Pistol, S/N: 50130;)
 One Davis Industries .32 Caliber Pistol,)
 S/N: 153751;)
 One Ruger .22 Caliber Revolver,)
 S/N: 260-91107;)
 One H&R .32 Caliber Pistol,)
 S/N: AP1468841;)
 One Amadeo Rossi .357 Magnum)
 Handgun, S/N: F089643;)
 One Smith & Wesson .44 Magnum)
 Handgun, S/N: BEC2255;)
 One Hi-Point .380 Caliber Pistol,)
 S/N: P909201;)
 One Jennings 9mm Pistol,)
 S/N: 757996;)
 One RG .22 Caliber Pistol,)
 S/N: L618209;)
 One Smith & Wesson Revolver,)
 S/N: S30225; and)
 One Smith & Wesson Revolver,)
 S/N: R714828,)
)
)
 FBI Case No. 046H-AT-105974)
)
 Seized March 7, 2011and March 14, 2011,)
 Wilkinson County, Georgia)

Referred for judicial action)
)
Elbert Shinholster,)
Claimant.)
_____)

**SECOND ORDER EXTENDING UNITED STATES'
TIME TO FILE COMPLAINT FOR FORFEITURE**

The United States, as authorized by 18 U.S.C. § 983(a)(3)(A)-(C), having moved the Court to extend the time in which the United States is required to file a complaint for forfeiture against property or to obtain an indictment/information alleging that property is subject to forfeiture to which a claim has been filed by Elbert Shinholster in a nonjudicial civil forfeiture proceeding commenced by the United States Department of Justice, Federal Bureau of Investigation ("FBI"), the property being the following:

- a) \$112,430.00 in U.S. Funds;
- b) \$30,597.81 in U.S. Funds;
- c) \$21,259.94 in U.S. Funds;
- d) \$14,996.61 in U.S. Funds;
- e) \$11,550.39 in U.S. Funds;
- f) \$11,001.01 in U.S. Funds;
- g) \$7,551.71 in U.S. Funds;
- h) One Ruger P89 Pistol, S/N: 312-25133;
- i) One Remington 7400 .243 Caliber Rifle, S/N: N8441563;
- j) One Remington 870 12 Gauge Shotgun, S/N: A716593M;
- k) One JC Higgins .22 Caliber Rifle, S/N: None;
- l) One Eastern .410 Caliber Shotgun, S/N: None;

- m) One Armalite .22 Caliber Rifle, S/N: None;
- n) One Ranger Pistol, S/N: 397093;
- o) One Johnson Revolver, S/N: None;
- p) One Taurus PT 24/7, .45 Caliber Pistol, S/N: NAT61929;
- q) One Taurus .38 Revolver, S/N: VJ48727;
- r) One K-95 Stun Gun, S/N: None;
- s) One Single Shot Topper 12 Gauge Shotgun, S/N: AG269751;
- t) One Bolt Action .22 Caliber Rifle, S/N: None;
- u) One 12 Gauge, Double Barrel Shotgun, S/N: None;
- v) One New Haven .410 Bolt Action Shotgun, S/N: None;
- w) One Browning A-bolt .270 Caliber Rifle, S/N: 21063NM717;
- x) One Browning 7mm Bolt Action Rifle, S/N: None;
- y) One New England Arms 20 Gauge Shotgun, S/N: NS315104;
- z) One Norinco SKS Semi-Automatic Rifle, S/N: 3080787;
- aa) One Charles Daily 12 Gauge Shotgun, S/N: 955971;
- bb) One Revelation 30-30 Lever Action Rifle, S/N: 905104;
- cc) One Winchester Single Shot 12 Gauge Shotgun, S/N: None;
- dd) One Lorcin .380 Caliber Pistol; S/N: 210828;
- ee) One Sportarms Model HS 38S Caliber Pistol, S/N: 50130;
- ff) One Davis Industries .32 Caliber Pistol, S/N: 153751;
- gg) One Ruger .22 Caliber Revolver, S/N: 260-91107;
- hh) One H&R .32 Caliber Pistol, S/N: AP1468841;

- ii) One Amadeo Rossi .357 Magnum Handgun, S/N: F089643;
- jj) One Smith & Wesson .44 Magnum Handgun, S/N: BEC2255;
- kk) One Hi-Point .380 Caliber Pistol, S/N: P909201;
- ll) One Jennings 9mm Pistol, S/N: 757996;
- mm) One RG .22 Caliber Pistol, S/N: L618209;
- nn) One Smith & Wesson Revolver, S/N: S30225; and
- oo) One Smith & Wesson Revolver, S/N: R714828,

hereinafter referred to as (“subject property”).

The United States having represented to the Court as follows:

1. All of the written notices of intent to forfeit required by 18 U.S.C. § 983(a)(1)(A) to be sent by the FBI to interested parties has been sent; and
2. The time has expired for any person to file a claim to the subject property under 18 U.S.C. § 983(a)(2)(A)-(E); and
3. No other person has filed a claim to the subject property as required by law in this non-judicial civil forfeiture proceeding; and

The Claimant, Elbert Shinholster, having been given notice and an opportunity for hearing on the United States’ Motion regarding the subject property; and

The United States having shown good cause for such an extension and requesting only a short extension of the statutory deadline as to prevent the unnecessary expenditure of public resources and funds by making it unnecessary to file a complaint for forfeiture against the subject property followed by an indictment/information alleging that the property is subject to forfeiture, it is;

ORDERED, under 18 U.S.C. § 983(A)-(C), that the date by which the United States is required to file a complaint for forfeiture against the subject property and/or to obtain an indictment alleging that the property is subject to forfeiture is extended to November 17, 2011.

SO ORDERED, this 18th day of October, 2011.

s/Marc T. Treadwell

MARC T. TREADWELL, JUDGE
U.S. DISTRICT COURT

Prepared by:

s/Danial E. Bennett
Assistant United States Attorney