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 8 **UNITED STATES DISTRICT COURT**
 9 **DISTRICT OF NEVADA**

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11 UNITED STATES OF AMERICA,)
)
 12 Plaintiff,)
)
 13 v.) 2:10-CV-2200-PMP (GWF)
)
 14 \$3,630.00 IN UNITED STATES CURRENCY,)
)
 15 Defendant.)

16 **MOTION FOR AN ORDER TO LIFT THE STAY AND FOR SERVICE OF PROCESS**

17 The United States of America, by and through Daniel G. Bogdon, United States Attorney for
 18 the District of Nevada, and Kathleen Bliss, Assistant United States Attorney, moves this Honorable
 19 Court for an Order to lift the stay in the above-captioned case.

20 The basis for lifting the stay is that the related criminal case, 2:10-cr-0585-RLH-PAL, is
 21 nearly complete, in that all defendants have pleaded guilty and have been sentenced or are awaiting
 22 sentencing. Moreover, all defendants have stipulated to an order of forfeiture in the form of a money
 23 judgment. However, Defendant Brandon Johnson, who pleaded guilty on February 22, 2012,
 24 stipulated under oath that the subject currency, Defendant \$3,630.00, constituted proceeds of the
 25 criminal activity to which he pleaded guilty; that is, drug trafficking, in violation of 21 U.S.C. §§
 26 841(a) and 846, and he conceded to forfeiture of the \$3,630.00 in United States Currency (see

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Document Number 88, 2:10-cr-0585-RLH-PAL)). A preliminary order of forfeiture was entered by the court (see Document Number 90, 2:10-cr-0585-RLH-PAL)).

On March 14, 2012, this Court entered an order, directing the government to file a motion for summary judgment or other pleadings relative to this case. The government submits that the appropriate pleading at this time is the instant motion. The Court should grant the government’s motion and enter an order to lift the stay so that Service of Process may be completed relative to the defendant currency.

The United States further moves the Court for sixty days from the time the signed Order is received by the United States Attorney’s Office to complete the service of process in this action.

DATED this 29th day of March 2012.

Respectfully submitted,

DANIEL G. BOGDEN
United States Attorney

/s/ Kathleen Bliss
KATHLEEN BLISS
Assistant United States Attorney

IT IS SO ORDERED:



UNITED STATES DISTRICT JUDGE

DATED: March 30, 2012