

HONORABLE RICHARD A. JONES

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7 UNITED STATES DISTRICT COURT
8 WESTERN DISTRICT OF WASHINGTON
9 AT SEATTLE

10 UNITED STATES OF AMERICA,

11 Plaintiff,

12 v.

13 100% OF MARK EDWARD PHILLIPS'
14 INTEREST IN QUINN'S PUB,

Defendant in rem.

CASE NO. C13-641RAJ

ORDER

15 This matter comes before the court on review of the parties' April 28, 2014 joint
16 status report. Dkt. # 17. That report establishes that the Honorable John C. Coughenour
17 has entered a preliminary order of forfeiture in a related criminal proceeding (No. CR10-
18 269JCC) requiring the United States to obtain a valuation of the defendant property.
19 Judge Coughenour entered that order in late December 2013. Four months later, the
20 United States has not yet obtained the valuation. The United States has not attempted to
21 prove that it has been diligent in obtaining that valuation.

22 No later than July 31, the United States shall file a status report. That status report
23 shall take one of two forms:

- 24 1) A statement that the court may dismiss this action, with the consent of the
25 claimant.

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1 2) A statement in which the United States explains, in detail, why this civil action
2 must remain pending in light of the criminal proceedings. In particular, the
3 statement must explain why there is any reason to believe that the criminal
4 proceeding will not afford complete relief to all parties. The statement must
5 also explain in detail why dismissing this action without prejudice would not
6 be an appropriate course of action.

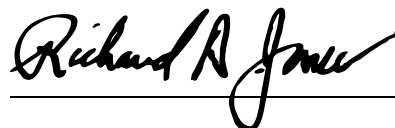
7 In the event that the United States requests that this civil action remain pending, it must
8 describe its diligence in bringing this matter to a close. In particular, it must provide
9 specific evidence regarding the property valuation at issue, and why it has not yet been
10 completed, along with any other evidence demonstrating the diligence of the United
11 States.

12 The court will permit the claimant to respond to the report if appropriate.

13 If the United States does not file its status report by July 31, the court will dismiss
14 this case without prejudice.

15 The stay that the court imposed in its January 6, 2014 order shall remain in place
16 until further order of the court.

17 DATED this 6th day of May, 2014.

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21 The Honorable Richard A. Jones
22 United States District Court Judge