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IN THE DISTRICT COURT OF GUAM

UNITED STATES OF AMERICA,

CIVIL CASE NO. 12-00017

Plaintiff,

vs.

ORDER

ONE 2009 SUZUKI GSX-R750K9
MOTORCYCLE, VIN
JSGR7LA992104340,

Defendant.

Before the court is the United States' and Claimants' Joint Motion to Lift Stay and Enter Judgment. *See* ECF No. 45. Said motion is hereby **GRANTED**. The stay issued on May 10, 2013 (ECF No. 30) is hereby lifted. In addition, the Stipulation for Compromise Settlement (ECF No. 45, at 5-8) between the United States and Claimants Jovin Santos and Christopher Waki is hereby approved as submitted.

Whereas, the United States and Claimants Jovin Santos and Christopher Waki have entered into a Stipulation for Compromise Settlement concerning the above-entitled defendant property; and

Whereas, no other party has made a claim to or declared any interest in the above-described defendant *res*;

Now therefore, **IT IS HEREBY ORDERED, ADJUDGED AND DECREED** that

1. Claimants Jovin Santos and Daelene Waki in Civil Case No. 12-00019, agree to withdraw their claims and release all right, title, and interest in certain defendant

1 property, approximately \$43,871.00 in United States Currency, which shall be forfeited
2 to and shall vest in the United States of America for disposition according to law.

- 3 2. In consideration, upon this court's order approving the compromise settlement in Civil
4 Case No. 12-00019, vesting approximately \$43,871.00 in the United States for
5 disposition according to law, the United States shall return to Claimant Christopher Waki,
6 the registered owner of defendant property, by and through his attorney, Mitchell F.
7 Thompson, the defendant property, specifically: ONE 2009 SUZUKI GSX-R750K9
8 MOTORCYCLE, VIN JSGR7LA992104340.
- 9 3. All claims and interests in the defendant property, except as provided herein and in the
10 Stipulation for Compromise Settlement, are forever foreclosed and barred;
- 11 4. Each party shall bear their respective costs and attorney's fees;
- 12 5. The Clerk of the Court shall enter a judgment consistent with this order;
- 13 6. The United States may request, upon entry of judgment or at any time thereafter, a
14 certificate of reasonable cause under 28 U.S.C. Section 2465(a)(2); and
- 15 7. The court shall retain jurisdiction in this case for the purpose of enforcing the terms of the
16 Stipulation for Compromise Settlement.

17 **SO ORDERED.**



/s/ Frances M. Tydingco-Gatewood
Chief Judge
Dated: Apr 15, 2016