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FILED
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CLERK, U.S. DISTRICT COURT
EASTERN DISTRICT OF CALIFORNIA
BY DEPUTY CLERK

IN THE UNITED STATES DISTRICT COURT FOR THE

EASTERN DISTRICT OF CALIFORNIA

UNITED STATES OF AMERICA, Plaintiff, v. HUY CHI LUONG, aka "Jimmy Luong", aka "Chi Fei", Defendant.	CR-S-96-00350 WBS STIPULATION AND ORDER FOR COURT DETERMINATION REGARDING FORFEITURE

Federal Rule of Criminal Procedure 32.2(b), provides that a factual determination shall be made by the Court unless a party requests that the jury determine whether the government has established the requisite nexus between the property and the offense.

The United States of America, by and through Assistant U.S. Attorneys William S. Wong and Jason Hitt, and the defendant Huy Chi Luong, by and through his counsel John Balazs, hereby agree and stipulate to allow the Court to make the factual determination regarding the forfeiture in this action. Defendant Huy Chi Luong agrees to waive his right to a jury trial on Counts 124 and 125

(criminal forfeiture) of the Indictment.

IT IS SO STIPULATED.

DATED: 10-4-06

McGREGOR W. SCOTT
United States Attorney

JASON HITT
Assistant U.S. Attorney

DATED: 10/4/06

JOHN BALAZS
Attorney for Defendant Huy Chi Luong

IT IS SO ORDERED.

DATED: 10/4/2006

WILLIAM B. SHUBB
United States District Judge