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IN THE UNITED STATES DISTRICT COURT

EASTERN DISTRICT OF CALIFORNIA

UNITED STATES OF AMERICA, Plaintiff, v. SHERRI PAPINI, Debtor.	Case No. **APPLICATION FOR WRIT OF GARNISHMENT** Criminal Case No. 2:22CR00070 WBS
KINNEY & KINNEY ATTORNEYS AT LAW, Garnishee.	

The United States, in accordance with the Federal Debt Collection Procedures Act of 1990 ("FDCPA"), 28 U.S.C. § 3205(b)(1), requests that the Clerk of the United States District Court issue a Writ of Garnishment against property up to and including the amount of $340,221.23, held by Kinney & Kinney Attorneys At Law ("Garnishee") in which Sherri Papini ("Debtor") has an interest. Upon information and belief, Debtor has a substantial nonexempt interest in property, as defined in 28 U.S.C. § 3002(12), that is in the possession, custody, or control of Garnishee.

On or about September 19, 2022, Debtor was sentenced in criminal case number 2:22CR00070 and ordered to pay a statutory assessment of $200.00 and restitution of $309,902.23 ("Judgment

Amount"). As of March 22, 2024, Debtor owes $309,292.23. Despite the United States' demand for payment, made more than 30 days before the date of this Application, Debtor has failed to satisfy the debt. No interest accrues on this debt. The United States also seeks to recover the statutorily authorized ten percent (10%) litigation surcharge of the unpaid Judgment Amount ($30,929.00) pursuant to 28 U.S.C. § 3011(a). The total amount sought by this garnishment action is $340,221.23.

Debtor's social security number is ***-**- 7044. Debtor's last known address is [redacted], Shingletown, CA 96088.

When the Court sentenced Debtor and ordered Debtor to pay restitution and/or a fine, a lien arose in favor of the United States on all property and rights to property as if the liability "were a liability for a tax assessed under the Internal Revenue Code of 1986," pursuant to 18 U.S.C. § 3613(c).

Accordingly, the United States respectfully requests that the Clerk issue a Writ of Garnishment in accordance with the FDCPA.

Respectfully submitted,

Dated: March 22, 2024

PHILLIP A. TALBERT
United States Attorney

By: /s/ *Robin Tubesing*
ROBIN TUBESING
Assistant United States Attorney