

Exhibit 4

M. LANDO VOYLES
PINAL COUNTY ATTORNEY

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SEP 27 2013

Attorney for Petitioners

SUPERIOR COURT OF THE STATE OF ARIZONA
COUNTY OF PINAL

In the Matter of:)	Case No. CV-201302162
)	
2004 Chevrolet Colorado, Reg. AZ/BAZ2888;)	PCA #18-2013311
)	DECLARATION OF FORFEITURE
)	REMISSION OR MITIGATION
)	
Seized by Pcs0)	(Pursuant to A.R.S. §13-4314)
DR # 130802044)	Honorable Bradley M. Soos
)	

Pursuant to A.R.S. § 13-4309, the attorney for the State declares the above property, particularly described in the caption herein, forfeited and the Petition for Remission or Mitigation is denied.

On or about August 2, 2013, the property was seized as evidence from Christopher Clark, the son of Rhonda Cox. Notice of Property Seizure and Pending Uncontested Forfeiture was served on Rhonda Cox on August 28th, 2013, via certified mail. A Petition for Remission or Mitigation was received by the Pinal County Attorney's Office on September 17th, 2013, from Rhonda Cox.

Pursuant to A.R.S. § 13-4309(3)(a), the attorney for the State has inquired into whether the claimed interest in the seized property by the claimant, Rhonda Cox, is subject to forfeiture, and into the facts and circumstances surrounding the petition. The attorney for the State notes

in the petition the truck "was purchased for family use," and the petitioner "would not have allowed him to do so if I had known or could have reasonably known of any intentions to commit criminal offenses." The family purpose doctrine applies in the state of Arizona.

The attorney for the State also has reviewed Pinal County Sheriff's Office Report No. 130802044. After considering the petition, the attorney for the State hereby declares that the property is subject to forfeiture pursuant to A.R.S. §§ 13-4301, *et seq.*, 13-2314, and 13-3401, *et seq.* It is further declared that the interest of the claimant, Rhonda Cox, is not subject to remission or mitigation in that the claimant has failed to establish that the claimant's interest is excepted from forfeiture pursuant to A.R.S. § 13-4304.

Based upon the foregoing, it is hereby declared that the alleged interest of Rhonda Cox is forfeit and the petition for remission or mitigation is denied.

An owner or interest holder in any property declared forfeited who has *timely* filed a petition, may file a claim as described by A.R.S. § 13-4311(e) and (f) in the Superior Court within thirty (30) days of the mailing of this Declaration.

If a qualifying Petitioner fails to file a claim in the court within thirty (30) days after the mailing of this Declaration of Forfeiture, this declaration becomes final and the property will be dealt with accordingly, and as provided in A.R.S. §§ 13-4314 and 13-4315, including return to the petitioner to the extent indicated by this declaration.

Election not to file a claim in the court concludes this action in accordance with the terms of this declaration. It does not compromise the state's right to bring or pursue any other action, civil or criminal, permitted by law. If the petitioner elects to file a claim seeking a judicial proceeding, this declaration is void and shall be regarded as a rejected offer to compromise this *in rem* action. The state thereafter will be free to seek any remedy provided by law in forfeiture actions.

No bond is required as a condition of making a claim; however, A.R.S. § 13-4314(F) provides:

the court shall order any claimant who fails to establish that his entire interest is exempt from forfeiture under § 13-4304 to pay the costs of any claimant who establishes that his entire interest is exempt from forfeiture under § 13-4304, and the State's costs and

expenses of the investigation and prosecution of the matter,
including reasonable attorney's fees.

DATED this 25 day of September, 2013.

M. LANDO VOYLES
PINAL COUNTY ATTORNEY

By: 

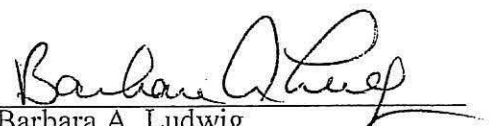
Craig Cameron
Deputy County Attorney

Original of the foregoing
filed this 27 day of
September, 2013, with:

Chad A. Roche
Clerk of the Superior Court
P.O. Box 2730
Florence, AZ 85132

Copy of the foregoing
mailed by certified mail
this 27 day of
September, 2013, to:

Rhonda Cox
4380 E. Sierrita Road
San Tan Valley, AZ 85143-3266


Barbara A. Ludwig