

United States Court of Appeals
For the Eighth Circuit

No. 19-3382

United States of America,

Plaintiff - Appellee,

v.

Anthony Leon Waits,

Defendant - Appellant.

Appeal from United States District Court
for the Eastern District of Arkansas - Little Rock

Submitted: November 24, 2020

Filed: December 8, 2020

[Unpublished]

Before COLLOTON, SHEPHERD, and KOBES, Circuit Judges.

PER CURIAM.

Anthony Waits appeals after the district court¹ entered an amended order of forfeiture, following this court's affirmance of his wire fraud conviction and remand of the forfeiture issue for further proceedings.

Upon careful review, we conclude that the district court did not err by ordering forfeiture under 18 U.S.C. § 981(a)(1)(C) and 28 U.S.C. § 2461(c). Although the indictment cited only 18 U.S.C. § 982, Waits had adequate notice that the government intended to seek forfeiture. *See* Fed. R. Crim. P. 32.2(a); *United States v. Silvious*, 512 F.3d 364, 370 (7th Cir. 2008). Accordingly, we affirm, *see* 8th Cir. R. 47B, and deny Waits's pending motion as moot.

¹The Honorable James M. Moody Jr., United States District Judge for the Eastern District of Arkansas.