

**UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF COLUMBIA**

UNITED STATES OF AMERICA,)	
)	
Plaintiff,)	
)	
v.)	Civil Action No. 08-1345 (RMC)
)	
8 GILCREASE LANE, QUINCY)	
FLORIDA 32351, et al.,)	
)	
Defendants.)	
_____)	ECF

**ORDER GRANTING MOTION TO DISMISS DEFENDANT PROPERTY
FROM CIVIL FORFEITURE ACTION *IN REM***

This matter comes before the Court on the motion by plaintiff, the United States of America, to dismiss from this civil forfeiture action *in rem* one of twelve remaining defendant properties, that is, the real property captioned as “One Condo Located On North Ocean Boulevard In Myrtle Beach, South Carolina.” In support of its motion, plaintiff states that the defendant Myrtle Beach condo has never been served with a warrant of arrest *in rem*, nor has it been seized, or otherwise come into plaintiff’s possession. Consequently, plaintiff concludes that judicial economy dictates dismissing this defendant property from this action. In support of its motion plaintiff cites the Federal Rules of Civil Procedure, specifically, Rules 4(m) and 41, along with Rule G of the Supplemental Rules For Admiralty Or Maritime Claims And Asset Forfeiture Actions. At this time, there are no parties who remain in this action to oppose forfeiture or dismissal of this defendant property, so the motion is without opposition. Even if there were opposing parties, it is most unlikely that any of them would oppose a dismissal. Based upon the points set forth in plaintiff’s motion and the accompanying memorandum, it is by the Court this ____ day of November 2009

ORDERED, that the United States government plaintiff’s Motion To Dismiss Defendant

Property From Civil Forfeiture Action *In Rem* be, and the same hereby is, GRANTED; and it is further

ORDERED, that the Court dismisses without prejudice from this civil forfeiture action *in rem* the defendant property identified in the complaint as “One Condo Located On North Ocean Boulevard In Myrtle Beach, South Carolina.”

ROSEMARY M. COLLYER,
UNITED STATES DISTRICT JUDGE