

APPEAL, CLOSED, TYPE-E

U.S. District Court
District of Columbia (Washington, DC)
CIVIL DOCKET FOR CASE #: 1:08-cv-01345-RMC
Internal Use Only

UNITED STATES OF AMERICA v. 8 GILCREASE LANE,
QUINCY, FLORIDA 32351 et al
Assigned to: Judge Rosemary M. Collyer
Cause: 18:1961 Racketeering (RICO) Act

Date Filed: 08/05/2008
Date Terminated: 01/11/2010
Jury Demand: Defendant
Nature of Suit: 690 Forfeit/Penalty: Other
Jurisdiction: U.S. Government Plaintiff

Plaintiff

UNITED STATES OF AMERICA

represented by **William Rakestraw Cowden**
MALLON & MCCOOL, LLC
1776 K Street NW
Suite 200
Washington, DC 20006
(202) 393-7088
Email: wcowden@mallonandmccool.com
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Barry Wiegand
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ATTORNEY TO BE NOTICED

Vasu B. Muthyala
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ATTORNEY TO BE NOTICED

V.

Defendant

**8 GILCREASE LANE, QUINCY,
FLORIDA 32351**

Defendant

**ONE CONDO LOCATED ON NORTH
OCEAN BOULEVARD IN MYRTLE
BEACH, SOUTH CAROLINA**

Defendant

**ALL FUNDS INCLUDING
APPROXIMATELY \$53 MILLION, ON
DEPOSIT AT BANK OF AMERICA
ACCOUNTS OF (1) THOMAS A.
BOWDOIN, JR., , (2) CLARENCE
BUSBY, JR. & DAWN STOWERS, & (3)
GOLDEN PANDA AD BUILDER**

*Thomas A. Bowdoin, Jr., Sole Proprietor,
dba Adsurfdaily; Clarence Busy, Jr. and
Dawn Stowers dba Golden Panda Ad
Builder*

Claimant

ADSURFDAILY, INC.

represented by **Charles A. Murray**
LAW OFFICES OF CHARLES A.
MURRAY, P.A.
7955 Airport Road North
Suite 101
Naples, FL 34109
(239) 649-7773
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LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Michael Louis Fayad
1033 Union Church Road
McLean, VA 22102
(703) 759-2984
Email: michael.fayad@gmail.com
TERMINATED: 04/15/2009
LEAD ATTORNEY

Jonathan Goodman
AKERMAN SENTERFITT
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TERMINATED: 04/15/2009
PRO HAC VICE

Claimant

THOMAS A. BOWDOIN, JR.

represented by **Charles A. Murray**
(See above for address)

LEAD ATTORNEY

Michael Louis Fayad
(See above for address)
TERMINATED: 04/15/2009
LEAD ATTORNEY

Jonathan Goodman
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TERMINATED: 04/15/2009
PRO HAC VICE

Michael R. N. McDonnell
MCDONNELL TRIAL LAW
5150 Tamiami Trail North
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PRO HAC VICE
ATTORNEY TO BE NOTICED

Claimant

**BOWDOIN HARRIS ENTERPRISES,
INC.**

represented by **Charles A. Murray**
(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Michael Louis Fayad
(See above for address)
TERMINATED: 04/15/2009
LEAD ATTORNEY

Jonathan Goodman
(See above for address)
TERMINATED: 04/15/2009
PRO HAC VICE

Claimant

GOLDEN PANDA AD BUILDER

represented by **Jonathan W. Emord**
EMORD & ASSOCIATES P.C.
11808 Wolf Run Lane
Clifton, VA 20124
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LEAD ATTORNEY

D. Jack Smith
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Memphis, TN 39117
(901) 685-1586
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PRO HAC VICE
ATTORNEY TO BE NOTICED

Claimant

CLARENCE BUSBY, JR.

represented by **Jonathan W. Emord**
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LEAD ATTORNEY
ATTORNEY TO BE NOTICED

D. Jack Smith
(See above for address)
PRO HAC VICE
ATTORNEY TO BE NOTICED

Claimant

MICHAEL HAWS

represented by **MICHAEL HAWS**
809 NE Vail Court
Ankeny, IA 50021
(515) 964-1811
PRO SE

Claimant

JOYCE HAWS

represented by **JOYCE HAWS**
809 NE Vail Court
Ankeny, IA 50021
(515) 964-1811
PRO SE

Claimant

CHAD SVENDSEN

represented by **CHAD SVENDSEN**
22710 Pinto Lane
Lakeville, MN 55044
(952) 224-6244
PRO SE

Claimant

CHRISTIAN OESCH

represented by **CHRISTIAN OESCH**
% 1042 East Fort Center
No. 370
Midvale, UT 84047
(208) 474-8386
PRO SE

Claimant

JEFFREY ROBINSON

represented by **JEFFREY ROBINSON**
6413 Furman Boulevard

Fort Myers, FL 33919
(239) 985-1026
PRO SE

Claimant

JOAN HUGHES

represented by **JOAN HUGHES**
5 Woodbridge Crescent
Ottawa, ON K2M 2N6
Canada
(613) 435-4000
PRO SE

Claimant

JACQUELINE POGGIOREALE

represented by **JACQUELINE POGGIOREALE**
417 SE Verada Avenue
Port St. Lucie, FL 34983
(772) 878 - 6356
PRO SE

Claimant

JOSEPH POGGIOREALE

represented by **JOSEPH POGGIOREALE**
417 SE Verada Avenue
Port St. Lucie, FL 34983
(772) 878 - 6356
PRO SE

Claimant

LISA KOEHLER

represented by **LISA KOEHLER**
1297 Brenda Circle
Washoe Valley, NV 89704
(775) 849 - 7713
PRO SE

Claimant

CAROL L. ROSE

represented by **CAROL L. ROSE**
11093
North Falkirk Street
Hayden, ID 83835
(208) 546 - 5020
PRO SE

Claimant

BRUCE DISNER

represented by **BRUCE DISNER**
9395 SW 77 Avenue
Apartment 4039
Miami, FL 33156
(786) 879-1244
PRO SE

Claimant

PABLO G. CAMUS

represented by **PABLO G. CAMUS**
15000 SW 20th Street
Davie, FL 33326
(954) 655-6919
PRO SE

Claimant

TODD C. DISNER

represented by **TODD C. DISNER**
701 Brickell Key Boulevard
No. 304
Miami, FL 33131
(786) 942-1687
PRO SE

Claimant

GEORGETTE STILLE

represented by **GEORGETTE STILLE**
8810 SW 106 Street
Miami, FL 33136
(305) 788-5432
PRO SE

Claimant

ALFREDO PEREZ-CAPPELLI

represented by **ALFREDO PEREZ-CAPPELLI**
1800 North Bayshore Drive
Apartment 711
Miami, FL 33132
(786) 290-6850
PRO SE

Claimant

GALLAGHER AND SONS INC
c/o Jennifer Gallagher, President

represented by **GALLAGHER AND SONS INC**
P.O. Box 1030
Live Oak, FL 32064
(386) 362-3869
PRO SE

Claimant

G. STAN KETCHUM

represented by **G. STAN KETCHUM**
327 W. Broad Street
Chesaning, MI 48616
(931) 801-8054
PRO SE

Claimant

LUCIA M. RUGGERONI

represented by **LUCIA M. RUGGERONI**
12955 SW 103 Court
Miami, FL 33176
(305) 303 - 3234

PRO SE

Claimant

BARBARA J. BOWLES

represented by **BARBARA J. BOWLES**
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Sarasota, FL 34233
(941) 926-2398
PRO SE

Claimant

ROBERT BOWLES

represented by **ROBERT BOWLES**
3751 Saint Charles Circle
Sarasota, FL 34233
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PRO SE

Claimant

DAWN STARLING

represented by **DAWN STARLING**
9721 SW 120 Street
Miami, FL 33176
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PRO SE

Claimant

EVA CATER

represented by **EVA CATER**
7500 SW 75 Street
Miami, FL 33143
(305) 661-2504
PRO SE

Claimant

SARA LEHMAN

represented by **SARA LEHMAN**
5200 North Kendall Drive
Miami, FL 33156
(305) 667-1425
PRO SE

Claimant

CHRISTOPHER BLAKE SCOTT

represented by **CHRISTOPHER BLAKE SCOTT**
524 High Street
Wallace, ID 83873
(208) 512-2342
PRO SE

Claimant

HAROLD L. SHAFFER

represented by **HAROLD L. SHAFFER**
362 Toledo Street
Sebastian, FL 32958
(772) 388-4601

PRO SE

Claimant

DANIEL N. REAMS

represented by **DANIEL N. REAMS**
4751 North Black Canyon Highway
Apartment 2131
Phoenix, AZ 85015
(480) 246-4495
PRO SE

Claimant

JAMES RICHARDS

represented by **JAMES RICHARDS**
5161 Hi-Tower Lake Road
Hesperia, MI 49421
(231) 854-1017
PRO SE

Claimant

JOHN DEMINICO

represented by **JOHN DEMINICO**
1035 Pecan Drive
Lansdale, PA 19446
(609) 672-8898
PRO SE

Claimant

THOMAS M. SHEARER, Jr.

represented by **THOMAS M. SHEARER, Jr.**
13615 South Dixie Highway
#114-537
Miami, FL 33176
(561) 459-1172
PRO SE

Claimant

EARL R. DEHART, Jr.

represented by **EARL R. DEHART, Jr.**
123 Crystal Cove Drive
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PRO SE

Claimant

PETER MCFRAY

represented by **PETER MCFRAY**
6110 Ramblewood Court
Flint, MI 48532
PRO SE

Claimant

STEPHEN OBRIEN

represented by **STEPHEN OBRIEN**
137 SE 40th Street
Cape Cpral, FL 33904

(239) 541-2991
PRO SE

Claimant

JULIE ANN LARSON

represented by **JULIE ANN LARSON**
P.O. Box 17781
Sarasota, FL 34276
(941) 356-0619
PRO SE

Claimant

CHRISTINE KEYWORTH

represented by **CHRISTINE KEYWORTH**
24123 Peachland Boulevard
#C4-105
Port Charlotte, FL 33954
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PRO SE

Claimant

JOSEPH L. DUNN, Jr.

represented by **JOSEPH L. DUNN, Jr.**
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PRO SE

Claimant

CAESAR NUNEZ

represented by **CAESAR NUNEZ**
3730 S.W. 58th Avenue
Miami, FL 33155
(305) 215-2904
PRO SE

Claimant

LAURIE ANN SOLLIDAY

represented by **LAURIE ANN SOLLIDAY**
5963 Giardino Lane
Sarasota, FL 34232
(941) 554-8067
PRO SE

Claimant

TUCKER NORTON

represented by **TUCKER NORTON**
632 Treasure Boat Way
Sarasota, FL 34242
(941) 587-9012
PRO SE

Claimant

TOBIAS NORTON

represented by **TOBIAS NORTON**
632 Treasure Boat Way

Sarasota, FL 34242
(941) 539-1939
PRO SE

Claimant

STEVEN F. NORTON

represented by **STEVEN F. NORTON**
632 Treasure Boat Way
Sarasota, FL 34242
(941) 544-3796
PRO SE

Claimant

SANDRA NORTON

represented by **SANDRA NORTON**
632 Treasure Boat Way
Sarasota, FL 34242
(941) 539-1939
PRO SE

Claimant

RICHARD H. FRARY

represented by **RICHARD H. FRARY**
3649 Aster Drive
Sarasota, FL 34233
(941) 822-0893
PRO SE

Claimant

LINDA FRARY

represented by **LINDA FRARY**
3649 Aster Drive
Sarasota, FL 34233
(941) 400-0485
PRO SE

Claimant

JUDITH ARNOLD

represented by **JUDITH ARNOLD**
3933 Bell Avenue
Sarasota, FL 34231
(941) 925-7797
PRO SE

Claimant

RICHARD MOLL

represented by **RICHARD MOLL**
8655 Lakefront Court
Punta Gorda, FL 33950
(941) 505-2608
PRO SE

Claimant

JAMES WESSELS

represented by **JAMES WESSELS**
2713 Palm Drive

Punta Gorda, FL 33950
(941) 258-4444
PRO SE

Claimant

MAUREEN WESSELS

represented by **MAUREEN WESSELS**
2713 Palm Drive
Punta Gorda, FL 33950
(941) 258-4444
PRO SE

Claimant

BARBARA J. RAMBOW
Body Mind Solutions, Inc.

represented by **BARBARA J. RAMBOW**
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PRO SE

Claimant

DANIEL L. DELL'ARMO

represented by **DANIEL L. DELL'ARMO**
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PRO SE

Claimant

FRANCINE KAPLAN

represented by **FRANCINE KAPLAN**
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PRO SE

Claimant

GRETCHEN WILSON

represented by **GRETCHEN WILSON**
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(941) 957-1376
PRO SE

Claimant

MICHAEL C. SOEST

represented by **MICHAEL C. SOEST**
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Sarasota, FL 34241
(941) 780-1153
PRO SE

Claimant

JEAN OLSEN

represented by **JEAN OLSEN**
3107 47th Street

Sarasota, FL 34234
(941) 441-8613
PRO SE

Claimant

DEBORAH L. MARINO

represented by **DEBORAH L. MARINO**
340 Royal Poinciana Way
Suite 317 #303
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PRO SE

Claimant

DIANE GRUENEWALD

represented by **DIANE GRUENEWALD**
4453 Violet Avenue
Sarasota, FL 34233
PRO SE

Claimant

LUCIA BERNAT

represented by **LUCIA BERNAT**
7336 Curlew Road
Sarasota, FL 34241
(941) 921-3007
PRO SE

Claimant

THOMAS CAMPANELLI

represented by **THOMAS CAMPANELLI**
7336 Curlew Street
Sarasota, FL 34241
(941) 962-3518
PRO SE

Claimant

ROBERT H. GOULD

represented by **ROBERT H. GOULD**
7300 Richardson Road
Sarasota, FL 34240
(941) 371 - 7165
PRO SE

Claimant

BROCK GUENGERICH

represented by **BROCK GUENGERICH**
5180 Indian Mound Street
Sarasota, FL 34232
(941) 232 - 5253
PRO SE

Movant

**PACIFIC MINISTRY OF GIVING,
INT.**

represented by **PACIFIC MINISTRY OF GIVING, INT.**
c/o Richmond Curtis

Chairman of P.M.G. Int.
P.O. Box 742
Selena Beach, CA 92075
(760) 942-2523
PRO SE

Movant

**MIDWEST HEALING MINISTRIES,
INC.**

represented by **MIDWEST HEALING MINISTRIES,
INC.**
MIDWEST HEALING MINISTRIES, INC.
c/o Aaron Wilkey, President
P.O. Box 151
Tingley, IA 50863
(641) 772-4403
PRO SE

Movant

TINGLEY CHIROPRACTIC CENTER

represented by **TINGLEY CHIROPRACTIC CENTER**
TINGLEY CHIROPRACTIC CENTER
c/o Aaron Wilkey, President
P.O. Box 151
Tingley, IA 50863
(641) 772-4403
PRO SE

Movant

RONALD BRECKENFELDER

represented by **RONALD BRECKENFELDER**
12084 W Capri Avenue
Littleton, CO 80127
(303) 536-4552
PRO SE

Movant

JOHN R. MOORE

represented by **JOHN R. MOORE**
5223 Texas Circle
Ames, IA 50014
(515)292-6375
PRO SE

Movant

CURTIS RICHMOND

represented by **CURTIS RICHMOND**
P.O. Box 742
Solana Beach, CA 92075
(760) 942-2523
PRO SE

Movant

JAN M. VAN WART

represented by **JAN M. VAN WART**
4347 Sawyer Road

Sarasota, FL 34233
(941) 993-7224
PRO SE

| Date Filed | # | Page | Docket Text |
|------------|----------|------|---|
| 08/05/2008 | <u>1</u> | | COMPLAINT against 8 GILCREASE LANE, QUINCY, FLORIDA 32351, ONE CONDO LOCATED ON NORTH OCEAN BOULEVARD IN MYRTLE BEACH, SOUTH CAROLINA, ALL FUNDS INCLUDING APPROXIMATELY \$53 MILLION, ON DEPOSIT AT BANK OF AMERICA ACCOUNTS OF (1) THOMAS A. BOWDOIN, JR., (2) CLARENCE BUSBY, JR. & DAWN STOWERS, & (3) GOLDEN PANDA AD BUILDER filed by UNITED STATES OF AMERICA. (Attachments: # <u>1</u> Exhibit 1 - 8, # <u>2</u> Civil Cover Sheet)(tg,) (Entered: 08/06/2008) |
| 08/05/2008 | | | WARRANT (3) of for Arrest in Rem issued. (tg,) (Entered: 08/06/2008) |
| 08/11/2008 | <u>2</u> | | ENTERED IN ERROR.....NOTICE of Appearance by Michael Louis Fayad on behalf of ALL FUNDS INCLUDING APPROXIMATELY \$53 MILLION, ON DEPOSIT AT BANK OF AMERICA ACCOUNTS OF (1) THOMAS A. BOWDOIN, JR., (2) CLARENCE BUSBY, JR. & DAWN STOWERS, & (3) GOLDEN PANDA AD BUILDER (Fayad, Michael) Modified on 8/12/2008 (tg,). (Entered: 08/11/2008) |
| 08/12/2008 | <u>3</u> | | ENTERED IN ERROR.....NOTICE <i>CORRECTED APPEARANCE</i> by ALL FUNDS INCLUDING APPROXIMATELY \$53 MILLION, ON DEPOSIT AT BANK OF AMERICA ACCOUNTS OF (1) THOMAS A. BOWDOIN, JR., (2) CLARENCE BUSBY, JR. & DAWN STOWERS, & (3) GOLDEN PANDA AD BUILDER re <u>2</u> Notice of Appearance, (Fayad, Michael) Modified on 8/12/2008 (tg,). (Entered: 08/12/2008) |
| 08/12/2008 | <u>4</u> | | NOTICE of Appearance by Michael Louis Fayad on behalf of ADSURFDAILY, INC., THOMAS A. BOWDOIN, JR, BOWDOIN HARRIS ENTERPRISES, INC. (tg,) (Entered: 08/12/2008) |
| 08/12/2008 | | | NOTICE OF CORRECTED DOCKET ENTRIES: re <u>3</u> Notice of Appearance, and <u>2</u> Notice of Appearance, were entered in error. The clerk properly added the claimants to the case and entered attorney Fayad's appearance. (tg,) (Entered: 08/12/2008) |
| 08/15/2008 | <u>5</u> | | MOTION for Leave to Appear Pro Hac Vice :Attorney Name- Michael L. Fayad, :Firm- Akerman Senterfitt, :Address- 8100 Boone Blvd., #700, Vienna, VA 22182. Phone No. - 703-790-8750. Fax No. - 703-448-1801 by ADSURFDAILY, INC., THOMAS A. BOWDOIN, JR, BOWDOIN HARRIS ENTERPRISES, INC. (Attachments: # <u>1</u> Pro Hac Vice Declaration of Jonathan Goodman)(Fayad, Michael) (Entered: 08/15/2008) |
| 08/15/2008 | <u>6</u> | | CLAIM Verified by ADSURFDAILY, INC., THOMAS A. BOWDOIN, JR, BOWDOIN HARRIS ENTERPRISES, INC.. (Attachments: # <u>1</u> Verified Claims)(Fayad, Michael) (Entered: 08/15/2008) |
| 08/18/2008 | | | MINUTE ENTRY ORDER granting <u>5</u> Unopposed Motion to Permit Appearance of Counsel Jonathan Goodman Pro Hac Vice. Signed by Judge Rosemary M. Collyer on 08/18/08. (lcrmc1) (Entered: 08/18/2008) |

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|------------|-----------|---|
| 08/18/2008 | <u>7</u> | Emergency MOTION FOR RETURN OF SEIZED FUNDS TO SAVE BUSINESS AND JOBS WITH OVERSIGHT AND MONITORING AND/OR FOR EVIDENTIARY HEARING, AND MOTION TO DISMISS AND SUPPORTING POINTS OF LAW AND AUTHORITIES by ADSURFDAILY, INC., THOMAS A. BOWDOIN, JR, BOWDOIN HARRIS ENTERPRISES, INC. (Attachments: # <u>1</u> Exhibit List, # <u>2</u> Exhibit A, # <u>3</u> Exhibit B, # <u>4</u> Exhibit C, # <u>5</u> Exhibit D, # <u>6</u> Exhibit E, # <u>7</u> Exhibit F, # <u>8</u> Exhibit G, # <u>9</u> Exhibit H)(Fayad, Michael) (Entered: 08/18/2008) |
| 08/18/2008 | 8 | MOTION to Dismiss by ADSURFDAILY, INC., THOMAS A. BOWDOIN, JR, BOWDOIN HARRIS ENTERPRISES, INC. (tg,) (See Docket Entry Number <u>7</u> to view document) (Entered: 08/19/2008) |
| 08/19/2008 | | MINUTE ENTRY ORDER. Upon consideration of Claimant's <u>7</u> Emergency Motion for Return of Seized Funds to Save Business and Jobs with Oversight and Monitoring and/or for Evidentiary Hearing, and Motion to Dismiss and Supporting Points of Law and Authorities, it is hereby ORDERED that the Government shall respond to Claimant's Motion no later than August 25, 2008. Signed by Judge Rosemary M. Collyer on 08/19/08. (lcrmc1) (Entered: 08/19/2008) |
| 08/19/2008 | | Set/Reset Deadlines: Government's response due by 8/25/2008. (cdw) (Entered: 08/20/2008) |
| 08/22/2008 | <u>9</u> | ENTERED IN ERROR.....CLAIM Verified Claims of Claimants Golden Panda Ad Builder, and Clarence Busby, Jr. by ALL FUNDS INCLUDING APPROXIMATELY \$53 MILLION, ON DEPOSIT AT BANK OF AMERICA ACCOUNTS OF (1) THOMAS A. BOWDOIN, JR., (2) CLARENCE BUSBY, JR. & DAWN STOWERS, & (3) GOLDEN PANDA AD BUILDER. (Attachments: # <u>1</u> Certificate of Service)(Emord, Jonathan) Modified on 8/25/2008 (td,). (Entered: 08/22/2008) |
| 08/22/2008 | | NOTICE OF CORRECTED DOCKET ENTRY: re <u>9</u> Claim, was entered in error and counsel was instructed to refile said pleading once the claimants are added. (td,) (Entered: 08/25/2008) |
| 08/25/2008 | <u>10</u> | CLAIM Verified Claim by GOLDEN PANDA AD BUILDER, CLARENCE BUSBY, JR. (Attachments: # <u>1</u> Certificate of Service)(Emord, Jonathan) (Entered: 08/25/2008) |
| 08/25/2008 | <u>11</u> | NOTICE of Appearance by Jonathan W. Emord on behalf of GOLDEN PANDA AD BUILDER, CLARENCE BUSBY, JR (Emord, Jonathan) (Entered: 08/25/2008) |
| 08/25/2008 | <u>12</u> | MOTION for Leave to Appear Pro Hac Vice :Attorney Name- D. Jack Smith, :Firm- Law Offices of D. Jack Smith, :Address- 4620 Shady Grove Road, Memphis, TN 39117. Phone No. - 901-685-1586. Fax No. - 901-763-2976 by GOLDEN PANDA AD BUILDER, CLARENCE BUSBY, JR (Attachments: # <u>1</u> Affidavit)(Emord, Jonathan) (Entered: 08/25/2008) |
| 08/25/2008 | | MINUTE ENTRY ORDER granting <u>12</u> Motion for Admission Pro Hac Vice of D. Jack Smith to this Court for the purpose of representing Clarence Busby Jr. d/b/a Golden Panda Ad Builder. Signed by Judge Rosemary M. Collyer on 08/25/08. (lcrmc1) (Entered: 08/25/2008) |

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|------------|-----------|--|--|
| 08/25/2008 | <u>13</u> | | Memorandum in opposition to re 8 MOTION to Dismiss filed by UNITED STATES OF AMERICA. (Cowden, William) (Entered: 08/25/2008) |
| 08/25/2008 | <u>14</u> | | Memorandum in opposition to re <u>7</u> Emergency MOTION FOR RETURN OF SEIZED FUNDS TO SAVE BUSINESS AND JOBS WITH OVERSIGHT AND MONITORING AND/OR FOR EVIDENTIARY HEARING, AND MOTION TO DISMISS AND SUPPORTING POINTS OF LAW AND AUTHORITIES filed by UNITED STATES OF AMERICA. (Attachments: # <u>1</u> Exhibit Convention & Rally Results, # <u>2</u> Exhibit Unpublished Order (D.D.C.), # <u>3</u> Exhibit Unpublished opinion (S.D. Ohio))(Cowden, William) (Entered: 08/25/2008) |
| 08/26/2008 | <u>15</u> | | Consent MOTION for Extension of Time to <i>File Responsive Pleading</i> by GOLDEN PANDA AD BUILDER, CLARENCE BUSBY, JR (Attachments: # <u>1</u> Text of Proposed Order)(Emord, Jonathan) (Entered: 08/26/2008) |
| 08/27/2008 | | | MINUTE ENTRY ORDER granting <u>15</u> Claimant's Unopposed Motion for Extension of Time to File Responsive Pleading. It is hereby ORDERED that the Claimant Clarence Busby Jr. d/b/a Golden Panda Ad Builder shall file a responsive pleading no later than October 13, 2008. Signed by Judge Rosemary M. Collyer on 08/27/08. (lcrmc1) (Entered: 08/27/2008) |
| 08/27/2008 | | | Set/Reset Deadlines: Response due by 10/13/2008 (tb,) (Entered: 08/27/2008) |
| 08/29/2008 | <u>16</u> | | REPLY to opposition to motion re <u>7</u> Emergency MOTION FOR RETURN OF SEIZED FUNDS TO SAVE BUSINESS AND JOBS WITH OVERSIGHT AND MONITORING AND/OR FOR EVIDENTIARY HEARING, AND MOTION TO DISMISS AND SUPPORTING POINTS OF LAW AND AUTHORITIES, 8 MOTION to Dismiss filed by ADSURFDAILY, INC., THOMAS A. BOWDOIN, JR, BOWDOIN HARRIS ENTERPRISES, INC.. (Attachments: # <u>1</u> Exhibit Exhibit A)(Fayad, Michael) (Entered: 08/29/2008) |
| 08/29/2008 | <u>17</u> | | MOTION to Sever, MOTION to Transfer Case by GOLDEN PANDA AD BUILDER, CLARENCE BUSBY, JR (Attachments: # <u>1</u> Memorandum in Support, # <u>2</u> Exhibit Exhibit 1 – Affidavit of Clarence Busby Jr., # <u>3</u> Exhibit Exhibit 2 – Busby Affidavit in Support of Motion to Sever, # <u>4</u> Exhibit Exhibit 3 – Affidavit of Dawn Stowers in Support of Motion to Sever, # <u>5</u> Text of Proposed Order)(Emord, Jonathan) (Entered: 08/29/2008) |
| 08/29/2008 | <u>18</u> | | Emergency MOTION for Release of Funds by GOLDEN PANDA AD BUILDER, CLARENCE BUSBY, JR (Attachments: # <u>1</u> Memorandum in Support, # <u>2</u> Exhibit Affidavit of Clarence Busby Jr., # <u>3</u> Text of Proposed Order)(Emord, Jonathan) (Entered: 08/29/2008) |
| 09/10/2008 | <u>19</u> | | Memorandum in opposition to re <u>18</u> Emergency MOTION for Release of Funds filed by UNITED STATES OF AMERICA. (Attachments: # <u>1</u> Exhibit (1) Golden Panda Terms of Service, # <u>2</u> Exhibit (2) Unpublished D.C.C. Opinion, # <u>3</u> Exhibit (3) Unpublished N.D. Ohio Opinion)(Cowden, William) (Entered: 09/10/2008) |
| 09/11/2008 | <u>20</u> | | NOTICE of Appearance by Vasu B. Muthyala on behalf of UNITED STATES OF AMERICA (Muthyala, Vasu) (Entered: 09/11/2008) |
| 09/12/2008 | <u>21</u> | | Consent MOTION for Extension of Time to File Response/Reply as to <u>17</u> MOTION to Sever MOTION to Transfer Case by UNITED STATES OF |

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| | | AMERICA (Cowden, William) (Entered: 09/12/2008) |
| 09/15/2008 | <u>22</u> | Consent MOTION for Extension of Time to File Response/Reply as to <u>18</u> Emergency MOTION for Release of Funds by GOLDEN PANDA AD BUILDER, CLARENCE BUSBY, JR (Attachments: # <u>1</u> Text of Proposed Order)(Emord, Jonathan) (Entered: 09/15/2008) |
| 09/15/2008 | | MINUTE ENTRY ORDER granting <u>21</u> Plaintiff United States' Consent Motion for Enlargement of Time; and granting <u>22</u> Claimants Golden Panda Ad Builder's and Clarence Busby, Jr.'s Consent Motion for Extension of Time. It is hereby ORDERED that Plaintiff United States shall respond to Claimants' Motion to Sever and Transfer no later than October 3, 2008; and it is further ORDERED that Claimants shall file their reply no later than October 8, 2008. Signed by Judge Rosemary M. Collyer on 09/15/08. (lcrmc1) (Entered: 09/15/2008) |
| 09/15/2008 | | Set/Reset Deadlines/Hearings: Plaintiff's response due by 10/3/2008. Claimant's Reply due by 10/8/2008. (cdw) (Entered: 09/16/2008) |
| 09/16/2008 | <u>23</u> | NOTICE of Filing of Claimants' Proposed Compliance and Oversight Plan by ADSURFDAILY, INC. (Attachments: # <u>1</u> Proposed Compliance and Oversight Plan)(Fayad, Michael) (Entered: 09/16/2008) |
| 09/18/2008 | | MINUTE ENTRY ORDER. Upon consideration of the request by Claimants AdSurfDaily, Inc. ("ASD") and Thomas A. Bowdoin for an evidentiary hearing to challenge the Government's opposition to the pre-trial release of seized funds, see Dkt. # 7, as well as the Government's non-opposition to the request for an evidentiary hearing, see Dkt. # 19, the Court finds that it is in the interests of justice to grant the Claimants' request for an evidentiary hearing. Accordingly, it is hereby ORDERED that ASD's and Thomas A. Bowdoin's motion for an evidentiary hearing is GRANTED. It is further ORDERED that, pursuant to 18 U.S.C. § 983(f)(5), the scheduling of an evidentiary hearing regarding the pre-trial release of seized funds establishes good cause for extending the time for the Court to render a decision on the Claimants' emergency motion for return of seized funds through the date of completion of the evidentiary hearing, at which time the Court shall determine whether further extension is necessary while the Court takes the motions under advisement. It is hereby ORDERED that the Deputy Clerk of the Court is directed to schedule an evidentiary hearing on the Claimants' emergency motion. Signed by Judge Rosemary M. Collyer on 09/18/08. (lcrmc1) (Entered: 09/18/2008) |
| 09/19/2008 | | NOTICE of Hearing: A two-day Motion Hearing in re <u>7</u> is set to commence on 9/30/2008 at 9:30 AM in Courtroom 2, main building, 2nd floor, before Judge Rosemary M. Collyer. (cdw) (Entered: 09/19/2008) |
| 09/22/2008 | <u>24</u> | Consent MOTION to Dismiss <i>Claims</i> by GOLDEN PANDA AD BUILDER, CLARENCE BUSBY, JR (Attachments: # <u>1</u> Text of Proposed Order)(Emord, Jonathan) (Entered: 09/22/2008) |
| 09/23/2008 | | MINUTE ENTRY ORDER. Upon consideration of Claimants Golden Panda Ad Builder's and Clarence Busby, Jr.'s <u>24</u> Consent Motion to Dismiss Golden Panda Claims, it is hereby ORDERED that the <u>24</u> Consent Motion to Dismiss Golden Panda Claims is GRANTED. It is further ORDERED that the Verified Claims of Claimants Golden Panda Ad Builder and Clarence Busby, Jr. are |

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| | | DISMISSED. It is further ORDERED that Claimants' <u>17</u> Motion for Severance or Transfer is DENIED as moot; and <u>18</u> Claimants' Emergency Motion for Release of Property Pending Forfeiture, and for Evidentiary Hearing, is DENIED as moot. Signed by Judge Rosemary M. Collyer on 9/23/08. (lcrmc1) (Entered: 09/23/2008) |
| 09/24/2008 | <u>25</u> | Emergency MOTION to Quash (<i>with Points and Authorities</i>) by ADSURFDAILY, INC., THOMAS A. BOWDOIN, JR, BOWDOIN HARRIS ENTERPRISES, INC. (Attachments: # <u>1</u> Exhibit A)(Fayad, Michael) (Entered: 09/24/2008) |
| 09/25/2008 | <u>26</u> | ENTERED IN ERROR.....REPLY to opposition to motion re <u>25</u> Emergency MOTION to Quash (<i>with Points and Authorities</i>) filed by UNITED STATES OF AMERICA. (Cowden, William) Modified on 9/26/2008 (nmw,). (Entered: 09/25/2008) |
| 09/25/2008 | | NOTICE of Hearing: The 2-day Motion Hearing set to commence on 9/30/2008 at 9:30 AM, will be held in the Ceremonial Courtroom (Courtroom 20, sixth floor) of the Prettyman Building before Judge Rosemary M. Collyer. Please make note of the location change. (cdw) (Entered: 09/25/2008) |
| 09/25/2008 | | Minute Entry for proceedings held before Judge Rosemary M. Collyer: Telephone Conference held on 9/25/2008. (Court Reporter: Crystal Pilgrim) (cdw) (Entered: 09/25/2008) |
| 09/26/2008 | | NOTICE OF ERROR re <u>26</u> Reply to opposition to Motion; emailed to william.cowden@usdoj.gov, cc'd 10 associated attorneys — The PDF file you docketed contained errors: 1. Incorrect event used, 2. Please refile document, 3. Doc. No. 26 is entered in error; please refile as a Memorandum in Opposition (nmw,) (Entered: 09/26/2008) |
| 09/29/2008 | <u>27</u> | NOTICE of Filing of Claimant's Petition to Determine Proportionality (<i>with Supporting Memorandum of Law</i>) by ADSURFDAILY, INC. (Fayad, Michael) (Entered: 09/29/2008) |
| 09/29/2008 | <u>28</u> | Memorandum in opposition to re <u>25</u> Emergency MOTION to Quash (<i>with Points and Authorities</i>) filed by UNITED STATES OF AMERICA. (Cowden, William) (Entered: 09/29/2008) |
| 09/29/2008 | <u>29</u> | RESPONSE re <u>27</u> Notice (Other) filed by UNITED STATES OF AMERICA. (Cowden, William) (Entered: 09/29/2008) |
| 09/30/2008 | <u>30</u> | REPLY re <u>27</u> Notice (Other) <i>Claimant's Reply to Plaintiff's Opposition to Claimant's Petition to Determine Proportionality</i> filed by ADSURFDAILY, INC.. (Fayad, Michael) (Entered: 09/30/2008) |
| 09/30/2008 | | MINUTE ORDER. The Notice of Claimants Petition to Determine Proportionality <u>27</u> is deemed to be motion. Counsel for Claimant, Mr. Fayad, is directed to comply with all of the Courts rules on ECF filing and in the future shall file pleadings requesting relief from the Court as motions, and not as notices. Signed by Judge Rosemary M. Collyer on 9/30/08. (KD) (Entered: 09/30/2008) |
| 09/30/2008 | | MINUTE ENTRY ORDER. In light of the Plaintiff's withdrawal of the subpoenas of Thomas A. Bowdoin, Jr. and Juan Fernandez, see Dkt. # 28, |

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| | | Claimants' <u>25</u> Emergency Motion to Quash Subpoenas is denied as moot. Signed by Judge Rosemary M. Collyer on 09/30/08. (lcrmc1) (Entered: 09/30/2008) |
| 09/30/2008 | | Minute Entry for proceedings held before Judge Rosemary M. Collyer: Motion Hearing held on 9/30/2008 re <u>7</u> Emergency Motion for Return of Seized Funds, and for Evidentiary Hearing, and to Dismiss. Defendant's Witnesses: Robert Grayson and Gerald Nehra. Oral Motion by the Defendant to offer Gerald Nehra as an expert witness, heard and granted. Motion Hearing continued to 10/1/2008 at 9:30 AM in Courtroom 2 before Judge Rosemary M. Collyer. (Court Reporter: Crystal Pilgrim) (cdw) (Entered: 10/01/2008) |
| 10/01/2008 | | Minute Entry for proceedings held before Judge Rosemary M. Collyer: Motion Hearing held on 10/1/2008 re <u>7</u> Emergency Motion for Return of Seized Funds, and for Evidentiary Hearing, and to Dismiss. Defendant's Witnesses: Gerald Nehra and Chuck Osmin. (Court Reporters: Crystal Pilgrim (AM) & Catalina Kerr (PM)) (cdw) (Entered: 10/02/2008) |
| 10/03/2008 | | Leave to File Denied. Informational document submitted by interested party. (tg,) "Leave to file denied." "Informational only" "Return to chambers" by Judge R. M. Collyer. (Entered: 10/07/2008) |
| 10/09/2008 | <u>31</u> | Proposed Findings of Fact by UNITED STATES OF AMERICA. (Cowden, William) (Entered: 10/09/2008) |
| 10/09/2008 | <u>32</u> | Proposed Findings of Fact by ADSURFDAILY, INC.. (Fayad, Michael) (Entered: 10/09/2008) |
| 11/05/2008 | <u>33</u> | <p>TRANSCRIPT OF PROCEEDINGS before Judge Rosemary M. Collyer of proceedings held on September 30, 2008; Page Numbers: 1–206. Date of Issuance: 11/5/08. Court Reporter/Transcriber Crystal M. Pilgrim, Telephone number 202.354.3127, Court Reporter Email Address : crystal_pilgrim@dcd.uscourts.gov.</p> <p>For the first 90 days after this filing date, the transcript may be viewed at the courthouse at a public terminal or purchased from the court reporter referenced above. After 90 days, the transcript may be accessed via PACER. Other transcript formats, (multi–page, condensed, CD or ASCII) may be purchased from the court reporter.</p> <p>NOTICE RE REDACTION OF TRANSCRIPTS: The parties have twenty–one days to file with the court and the court reporter any request to redact personal identifiers from this transcript. If no such requests are filed, the transcript will be made available to the public via PACER without redaction after 90 days. The policy, which includes the five personal identifiers specifically covered, is located on our website at ww.dcd.uscourts.gov.</p> <p>Redaction Request due 11/26/2008. Redacted Transcript Deadline set for 12/8/2008. Release of Transcript Restriction set for 2/3/2009. (Pilgrim, Crystal) (Entered: 11/05/2008)</p> |
| 11/05/2008 | <u>34</u> | TRANSCRIPT OF PROCEEDINGS before Judge Rosemary M. Collyer of proceedings held on 10/1/08; Page Numbers: 112. Date of Issuance: 11/5/08. Court Reporter/Transcriber Crystal M. Pilgrim, Telephone number |

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| | | <p>202.354.3127, Court Reporter Email Address : crystal_pilgrim@dcd.uscourts.gov.</p> <p>For the first 90 days after this filing date, the transcript may be viewed at the courthouse at a public terminal or purchased from the court reporter referenced above. After 90 days, the transcript may be accessed via PACER. Other transcript formats, (multi–page, condensed, CD or ASCII) may be purchased from the court reporter.</p> <p>NOTICE RE REDACTION OF TRANSCRIPTS: The parties have twenty–one days to file with the court and the court reporter any request to redact personal identifiers from this transcript. If no such requests are filed, the transcript will be made available to the public via PACER without redaction after 90 days. The policy, which includes the five personal identifiers specifically covered, is located on our website at ww.dcd.uscourts.gov.</p> <p>Redaction Request due 11/26/2008. Redacted Transcript Deadline set for 12/8/2008. Release of Transcript Restriction set for 2/3/2009.(Pilgrim, Crystal) (Entered: 11/05/2008)</p> |
| 11/19/2008 | <u>35</u> | MEMORANDUM OPINION. Signed by Judge Rosemary M. Collyer on 11/19/08. (lcrmc1) (Entered: 11/19/2008) |
| 11/19/2008 | <u>36</u> | ORDER denying <u>7</u> Emergency Motion for Return of Seized Funds to Save Business and Jobs with Oversight and Monitoring; denying <u>8</u> Motion to Dismiss; and denying as premature <u>27</u> Petition to Determine Proportionality. See attached Order for further details. Signed by Judge Rosemary M. Collyer on 11/19/08. (lcrmc1) (Entered: 11/19/2008) |
| 11/20/2008 | | Leave to File Denied. Amicus Curiae Motion to Dismiss Case by ASD Member, Curtis Richmond. (tg,) "Leave to file DENIED" by Judge R. M. Collyer. (Entered: 11/20/2008) |
| 12/03/2008 | | Leave to File Denied. Petition to Vacate a Void Judgment. (tg,) "Leave to file DENIED" "Not a party" by Judge R. M. Collyer. (Entered: 12/03/2008) |
| 12/15/2008 | <u>37</u> | <i>ANSWER TO COMPLAINT FOR FORFEITURE IN REM ANSWER to</i> <u>1</u> Complaint, with Jury Demand by ADSURFDAILY, INC., THOMAS A. BOWDOIN, JR, BOWDOIN HARRIS ENTERPRISES, INC.. Related document: <u>1</u> Complaint, filed by UNITED STATES OF AMERICA.(Fayad, Michael) (Entered: 12/15/2008) |
| 12/18/2008 | <u>38</u> | ORDER for Initial Scheduling Conference. It is hereby ORDERED that the initial scheduling conference for this matter is set for January 30, 2009 at 12:00 p.m. See attached Order for further details. Signed by Judge Rosemary M. Collyer on 12/18/08. (lcrmc1) (Entered: 12/18/2008) |
| 12/18/2008 | | Set/Reset Hearings: Initial Scheduling Conference set for 1/30/2009 12:00 PM in Courtroom 2 before Judge Rosemary M. Collyer. (cdw) (Entered: 12/19/2008) |
| 01/13/2009 | <u>39</u> | MOTION to Withdraw <u>6</u> Claim <i>s Release of Claims to Seized Property and Consent to Forfeiture</i> by ADSURFDAILY, INC., THOMAS A. BOWDOIN, JR, BOWDOIN HARRIS ENTERPRISES, INC. (Fayad, Michael) (Entered: 01/13/2009) |

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| | | | 01/13/2009) |
| 01/14/2009 | <u>40</u> | | Unopposed MOTION Cancel Initial Scheduling Hearing re <u>38</u> Order, by UNITED STATES OF AMERICA (Cowden, William) (Entered: 01/14/2009) |
| 01/22/2009 | <u>41</u> | | ORDER granting <u>39</u> Motion for Leave to Withdraw Claims, Release of Claims to Seized Property and Consent to Forfeiture; and granting <u>40</u> Plaintiff's Motion to Vacate the Initial Scheduling Conference that was set for January 30, 2009; the Initial Scheduling Conference that was set for January 30, 2009 is vacated. See attached Order for further details. Signed by Judge Rosemary M. Collyer on 1/22/09. (lcrmc1) (Entered: 01/22/2009) |
| 02/03/2009 | <u>43</u> | | MOTION to Intervene by PACIFIC MINISTRY OF GIVING, INT. (Attachments: # <u>1</u> Attachments)(tg,) "Let this be filed" Signed by Judge R. M. Collyer on 1/29/2009 (Entered: 02/04/2009) |
| 02/04/2009 | <u>42</u> | | <p>TRANSCRIPT OF PROCEEDINGS before Judge Rosemary M. Collyer of proceedings held on 10/01/08; Page Numbers: 1–93. Date of Issuance:2/4/09. Court Reporter/Transcriber Catalina Kerr, Telephone number 202.354.3258, Court Reporter Email Address : catykerr@msn.com.</p> <p>For the first 90 days after this filing date, the transcript may be viewed at the courthouse at a public terminal or purchased from the court reporter referenced above. After 90 days, the transcript may be accessed via PACER. Other transcript formats, (multi–page, condensed, CD or ASCII) may be purchased from the court reporter.</p> <p>NOTICE RE REDACTION OF TRANSCRIPTS: The parties have twenty–one days to file with the court and the court reporter any request to redact personal identifiers from this transcript. If no such requests are filed, the transcript will be made available to the public via PACER without redaction after 90 days. The policy, which includes the five personal identifiers specifically covered, is located on our website at ww.dcd.uscourts.gov.</p> <p>Redaction Request due 2/25/2009. Redacted Transcript Deadline set for 3/9/2009. Release of Transcript Restriction set for 5/5/2009.(Kerr, Catalina) (Entered: 02/04/2009)</p> |
| 02/10/2009 | <u>44</u> | | MOTION to Intervene by MIDWEST HEALING MINISTRIES, INC., TINGLEY CHIROPRACTIC CENTER (Attachments: # <u>1</u> Attachments)(tg,) "Let this be filed" Signed by Judge R. M. Collyer on 2/9/09. (Entered: 02/10/2009) |
| 02/24/2009 | <u>45</u> | | MOTION to Intervene by RONALD BRECKENFELDER (Attachments: # <u>1</u> Attachments)(tg,) "Let this be filed" Signed by Judge R. M. Collyer on 2/20/09. (Entered: 02/26/2009) |
| 02/24/2009 | <u>46</u> | | MOTION to Intervene by JOHN R. MOORE (Attachments: # <u>1</u> Attachments)(tg,)"Let this be filed" Signed by Judge R. M. Collyer on 2/24/09. (Entered: 02/26/2009) |
| 02/27/2009 | <u>47</u> | | NOTICE of Rescission and Withdrawal of Release of Claims to Seized Property and Consent to Forfeiture by THOMAS A. BOWDOIN, JR re: <u>39</u> MOTION. (tg,) (Entered: 03/04/2009) |

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| 02/27/2009 | <u>48</u> | | MOTION to Exclude and Suppress Evidence Obtained in Forfeiture Action by THOMAS A. BOWDOIN, JR. (tg,) (Entered: 03/04/2009) |
| 02/27/2009 | <u>49</u> | | MOTION to Set Aside Forfeiture, and MOTION to Dismiss for Lack of Jurisdiction by THOMAS A. BOWDOIN, JR (tg,) (Entered: 03/04/2009) |
| 03/09/2009 | <u>50</u> | | MOTION to Dismiss Due to Lack of Advance Fair Notice by THOMAS A. BOWDOIN, JR (tg,) (Entered: 03/10/2009) |
| 03/19/2009 | <u>51</u> | | Memorandum in opposition to re <u>46</u> MOTION to Intervene, <u>44</u> MOTION to Intervene, <u>43</u> MOTION to Intervene, <u>45</u> MOTION to Intervene filed by UNITED STATES OF AMERICA. (Cowden, William) (Entered: 03/19/2009) |
| 03/25/2009 | <u>52</u> | | Memorandum in opposition to re <u>48</u> MOTION <i>Pro Se, to Suppress Evidence/Statements</i> filed by UNITED STATES OF AMERICA. (Cowden, William) (Entered: 03/25/2009) |
| 03/26/2009 | <u>53</u> | | ORDER. It is hereby ORDERED that, no later than April 9, 2009, current counsel for Claimants, Mr. Fayad and Mr. Goodman, shall file with the Court a notice indicating whether they intend to continue their representation of the Claimants, including Thomas A. Bowdoin, Jr.; or whether they will seek to withdraw from the case. It is further ORDERED that if counsel seek to withdraw from the case, they shall file a motion to withdraw no later than April 9, 2009, and they shall indicate whether they have explained to Mr. Bowdoin that while he may represent himself in this matter, the corporations may not proceed pro se. See attached Order for further details. Signed by Judge Rosemary M. Collyer on 3/26/09. (lcrmc1) (Entered: 03/26/2009) |
| 03/26/2009 | <u>55</u> | | NOTICE of Rescission and Withdraw of Release of Claims to Seized Property and Consent to Forfeiture by THOMAS A. BOWDOIN, JR. "Let this be filed" Judge R.M. Collyer (rdj) (Entered: 04/02/2009) |
| 04/02/2009 | <u>54</u> | | MOTION <i>and Statement of Points and Authorities to Withdraw as Counsel</i> by ADSURFDAILY, INC., THOMAS A. BOWDOIN, JR, BOWDOIN HARRIS ENTERPRISES, INC. (Attachments: # <u>1</u> Proposed Order)(Fayad, Michael) Modified on 4/3/2009 to enhance text(rdj). (Entered: 04/02/2009) |
| 04/03/2009 | <u>56</u> | | ORDER TO SHOW CAUSE. It is hereby ORDERED that the Government shall show cause, no later than April 24, 2009, why the Court should not grant Mr. Bowdoin's (1) <u>47</u> "Notice of Rescission and Withdrawal of Release of Claims to Seized Property & Consent to Forfeiture"; (2) <u>39</u> Motion to Set Aside Asset Forfeiture and Dismiss for Lack of Jurisdiction under Fed. R. Civ. P. 60(b)(4); and (3) <u>50</u> Motion to Dismiss for Lack of Advance Fair Notice. See attached Order for further details. Signed by Judge Rosemary M. Collyer on 4/3/09. (lcrmc1) (Entered: 04/03/2009) |
| 04/03/2009 | | | Set/Reset Deadlines: Response to Show Cause Order due by 4/24/2009. (cdw) (Entered: 04/06/2009) |
| 04/06/2009 | <u>57</u> | | Memorandum in opposition to re <u>50</u> MOTION to Dismiss filed by UNITED STATES OF AMERICA. (Cowden, William) (Entered: 04/06/2009) |
| 04/09/2009 | <u>58</u> | | ENTERED IN ERROR.....NOTICE of Appearance by Charles A. Murray on behalf of THOMAS A. BOWDOIN, JR, BOWDOIN HARRIS ENTERPRISES, INC. (Murray, Charles) Modified on 4/9/2009 (td,). (Entered: 04/09/2009) |

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| | | | 04/09/2009) |
| 04/09/2009 | | | NOTICE OF CORRECTED DOCKET ENTRY: re <u>58</u> Notice of Appearance was entered in error and counsel will refile said document. (td,) (Entered: 04/09/2009) |
| 04/09/2009 | <u>59</u> | | NOTICE of Appearance by Charles A. Murray on behalf of ADSURFDAILY, INC. (Murray, Charles) (Entered: 04/09/2009) |
| 04/09/2009 | <u>60</u> | | NOTICE of Appearance by Charles A. Murray on behalf of THOMAS A. BOWDOIN, JR, BOWDOIN HARRIS ENTERPRISES, INC. (Murray, Charles) (Entered: 04/09/2009) |
| 04/15/2009 | | | MINUTE ORDER granting <u>54</u> Motion to Withdraw As Counsel. Michael Fayad, Jonathan Goodman, and the Akerman Senterfitt Law Firm are granted leave to withdraw as counsel. Signed by Judge Rosemary M. Collyer on 4/15/09. (KD) (Entered: 04/15/2009) |
| 04/20/2009 | <u>61</u> | | MOTION to Set Aside Forfeiture and Civil Asset Forfeiture Reform Act of 2000 as Facts and Law will Prove and MOTION to Intervene as Allowed under 18 U.S.C. SEC 983(e) by MICHAEL HAWS, JOYCE HAWS (Attachments) (rdj) (Entered: 04/22/2009) |
| 04/22/2009 | <u>63</u> | | MOTION to Set Aside Forfeiture and MOTION to Intervene by CURTIS RICHMOND (rdj) (Entered: 04/24/2009) |
| 04/24/2009 | <u>62</u> | | Memorandum in opposition to re <u>49</u> MOTION to Set Aside Forfeiture MOTION to Dismiss filed by UNITED STATES OF AMERICA. (Cowden, William) (Entered: 04/24/2009) |
| 04/24/2009 | <u>64</u> | | MEMORANDUM re <u>55</u> Notice (Other) filed by THOMAS A. BOWDOIN, JR., <u>47</u> Notice (Other) filed by THOMAS A. BOWDOIN, JR. by UNITED STATES OF AMERICA. (Cowden, William) (Entered: 04/24/2009) |
| 04/27/2009 | <u>65</u> | | MOTION to Set Aside Forfeiture and MOTION to Intervene by CHAD SVENDSEN (rdj) (Entered: 04/29/2009) |
| 05/06/2009 | <u>66</u> | | First MOTION to Withdraw <u>47</u> Notice (Other) <i>For Leave to Withdraw Notice of Rescission</i> by THOMAS A. BOWDOIN, JR, BOWDOIN HARRIS ENTERPRISES, INC. (Murray, Charles) (Entered: 05/06/2009) |
| 05/07/2009 | <u>67</u> | | First MOTION to Withdraw <i>Notice of Rescission</i> by ADSURFDAILY, INC. (Murray, Charles) (Entered: 05/07/2009) |
| 05/11/2009 | <u>68</u> | | PROOF OF SERVICE UPON IN REM DEFENDANT filed by UNITED STATES OF AMERICA. (Attachments: # <u>1</u> Exhibit Service on Real Property, # <u>2</u> Exhibit Service on ASD Funds, # <u>3</u> Exhibit Service on GP Funds, # <u>4</u> Exhibit Service on GP Funds, # <u>5</u> Exhibit Service on GP Funds)(Cowden, William) (Entered: 05/11/2009) |
| 05/11/2009 | <u>69</u> | | AFFIDAVIT FOR DEFAULT re Order on Motion to Dismiss, Order on Motion to Sever, Order on Motion to Transfer Case, Order on Motion for Release of Funds,,,,,, <i>Partial Default – All Golden Panda Defendant Properties (Funds)</i> by UNITED STATES OF AMERICA. (Attachments: # <u>1</u> Exhibit Publication Affidavit)(Cowden, William) (Entered: 05/11/2009) |

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| 05/15/2009 | <u>70</u> | | Clerk's ENTRY OF DEFAULT as to ALL FUNDS INCLUDING APPROXIMATELY \$53 MILLION, ON DEPOSIT AT BANK OF AMERICA ACCOUNTS OF (1) THOMAS A. BOWDOIN, JR.,(2) CLARENCE BUSBY, JR. &DAWN STOWERS,&(3) GOLDEN PANDA AD BUILDER (rdj) (Entered: 05/15/2009) |
| 06/01/2009 | <u>71</u> | | First MOTION for Forfeiture of Property <i>All Funds Seized From Golden Panda Ad Builder Accounts</i> by UNITED STATES OF AMERICA (Attachments: # <u>1</u> Text of Proposed Order)(Cowden, William) (Entered: 06/01/2009) |
| 07/16/2009 | <u>72</u> | | MEMORANDUM OPINION. Signed by Judge Rosemary M. Collyer on 7/16/09. (lrcmc1) (Entered: 07/16/2009) |
| 07/16/2009 | <u>73</u> | | ORDER denying <u>43</u> , <u>44</u> , <u>45</u> , <u>46</u> , <u>61</u> , <u>63</u> , <u>65</u> Motions to Intervene. See accompanying Memorandum Opinion for further details. Signed by Judge Rosemary M. Collyer on 7/16/09. (lrcmc1) (Entered: 07/16/2009) |
| 07/21/2009 | <u>74</u> | | MOTION to Set Aside Forfeiture & Civil Asset Forfeiture Reform Act of 2000 as Facts and Law will Prove by CHRISTIAN OESCH "Let this be filed" by Judge R.M. Collyer. (Attachments: # <u>1</u> Exhibit)(rdj) (Entered: 07/22/2009) |
| 07/21/2009 | <u>75</u> | | MOTION to Set Aside Forfeiture & Civil Asset Forfeiture Reform Act of 2000 as Facts and Law will Prove by JEFFREY ROBINSON "Let this be filed" by Judge R.M. Collyer. (Attachments: # <u>1</u> Exhibit)(rdj) (Entered: 07/22/2009) |
| 07/21/2009 | <u>76</u> | | MOTION to Set Aside Forfeiture & Civil Asset Forfeiture Reform Act of 2000 as Facts and Law will Prove by JOAN HUGHES "Let this be filed" by Judge R.M. Collyer. (Attachments: # <u>1</u> Exhibit)(rdj) (Entered: 07/22/2009) |
| 07/21/2009 | <u>77</u> | | MOTION and Demand for Final Ruling on Claimant's Filed Motion to Set Aside Forfeiture as Required Under 18 U.S.C. Sec. 983 by CURTIS RICHMOND "Let this be filed" by Judge R.M. Collyer. (Attachments: # <u>1</u> Exhibit)(rdj) (Entered: 07/22/2009) |
| 07/21/2009 | <u>78</u> | | MOTION to Disqualify Judge Rosemary Collyer for Cause of Extreme Bias per U.S. Supreme Court Cases & Other Legal Citations by CURTIS RICHMOND "Let this be filed" by Judge R.M. Collyer (Attachments: # <u>1</u> Exhibit)(rdj) (Entered: 07/22/2009) |
| 07/24/2009 | <u>79</u> | | DISCHARGED PER MINUTE ORDER FILED 9/21/2009.....ORDER TO SHOW CAUSE. Thomas Bowdoin Jr., AdSurfDaily, and Bowdoin/Harris Enterprises, Inc. shall show cause no later than August 7, 2009 why the Court should not deny their pending motions and order this matter to proceed based on their release of claim. Signed by Judge Rosemary M. Collyer on 7/24/09. (KD) Modified on 9/21/2009 (zmm,). (Entered: 07/24/2009) |
| 07/24/2009 | <u>80</u> | | ORDERED that the (5) said defendant's properties totaling \$14,048,598.07 in U.S. Currency, be and HEREBY ARE FORFEITED TO THE UNITED STATES OF AMERICA to be disposed of in accordance with law. Signed by Judge Rosemary M. Collyer on 7/24/09. (mpt,) (Entered: 07/24/2009) |
| 07/24/2009 | | | Set/Reset Deadlines: Show Cause by 8/7/2009 why the Court should deny their pending motions. (mpt,) (Entered: 07/24/2009) |
| 08/04/2009 | <u>81</u> | | Consent MOTION for Extension of Time to File Response/Reply by THOMAS A. BOWDOIN, JR, BOWDOIN HARRIS ENTERPRISES, INC., |

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| | | ADSURFDAILY, INC. (Attachments: # <u>1</u> Text of Proposed Order)(Murray, Charles) Modified on 8/4/2009 to add Claimant(rdj). (Entered: 08/04/2009) |
| 08/04/2009 | <u>82</u> | MEMORANDUM OPINION. Signed by Judge Rosemary M. Collyer on 8/4/09. (lcrmc1) (Entered: 08/04/2009) |
| 08/04/2009 | <u>83</u> | ORDER denying <u>74</u> , <u>75</u> , and <u>76</u> Motions to Set Aside Forfeiture; denying as moot <u>77</u> Motion for Final Ruling, and; denying <u>78</u> Motion to Disqualify Judge. For further details, so accompanying Memorandum Opinion. Signed by Judge Rosemary M. Collyer on 8/4/09. (lcrmc1) (Entered: 08/04/2009) |
| 08/05/2009 | | MINUTE ORDER granting <u>81</u> Claimants' Motion for Extension of Time. It is hereby ORDERED that Claimants shall file a response to <u>79</u> Order to Show Cause no later than August 28, 2009. Signed by Judge Rosemary M. Collyer on 8/5/09. (lcrmc1) (Entered: 08/05/2009) |
| 08/24/2009 | <u>84</u> | MOTION to Intervene and Petition to Return Wrongfully Confiscated Funds by JACQUELINE POGGIOREALE (rdj) (Entered: 08/25/2009) |
| 08/24/2009 | <u>85</u> | MOTION to Intervene and Petition to Return Wrongfully Confiscated Funds by JOSEPH POGGIOREALE (rdj) (Entered: 08/25/2009) |
| 08/24/2009 | <u>86</u> | MOTION to Intervene and Petition to Return Wrongfully Confiscated Funds by LISA KOEHLER (rdj) (Entered: 08/25/2009) |
| 08/24/2009 | <u>87</u> | MOTION to Intervene and Petition to Return Wrongfully Confiscated Funds by CAROL L. ROSE (rdj) (Entered: 08/25/2009) |
| 08/24/2009 | <u>88</u> | MOTION to Intervene and Petition to Return Wrongfully Confiscated Funds by BRUCE DISNER (rdj) (Entered: 08/25/2009) |
| 08/26/2009 | <u>89</u> | Consent MOTION for Extension of Time to File Answer re <u>79</u> Order, by THOMAS A. BOWDOIN, JR, BOWDOIN HARRIS ENTERPRISES, INC. (Attachments: # <u>1</u> Text of Proposed Order)(Murray, Charles) (Entered: 08/26/2009) |
| 08/26/2009 | | MINUTE ORDER granting in part and denying in part <u>89</u> Consent Motion for Extension of Time. It is hereby ORDERED that Mr. Bowdoin, through counsel, shall file a response to <u>79</u> the Court's Order to Show Cause no later than September 14, 2009. Signed by Judge Rosemary M. Collyer on 8/26/09. (lcrmc1) (Entered: 08/26/2009) |
| 08/26/2009 | | Set/Reset Deadlines: Response to Show Cause Order due by 9/14/2009. (cdw) (Entered: 08/27/2009) |
| 08/26/2009 | <u>90</u> | MOTION to Intervene and Petition to Return Wrongfully Confiscated Funds by PABLO G. CAMUS (rdj) (Entered: 08/28/2009) |
| 08/26/2009 | <u>91</u> | MOTION to Intervene and Petition to Return Wrongfully Confiscated Funds by TODD C. DISNER (rdj) (Entered: 08/28/2009) |
| 08/26/2009 | <u>92</u> | MOTION to Intervene and Petition to Return Wrongfully Confiscated Funds by GEORGETTE STILLE (rdj) (Entered: 08/28/2009) |
| 08/26/2009 | <u>93</u> | MOTION to Intervene and Petition to Return Wrongfully Confiscated Funds by ALFREDO PEREZ-CAPPELLI (rdj) (Entered: 08/28/2009) |

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| 08/26/2009 | <u>94</u> | MOTION to Intervene and Petition to Return Wrongfully Confiscated Funds by GALLAGHER AND SONS INC (rdj) (Entered: 08/28/2009) |
| 08/28/2009 | <u>97</u> | MOTION to Intervene and Petition to Return Wrongfully Confiscated Funds by G. STAN KETCHUM (rdj) (Entered: 09/01/2009) |
| 08/28/2009 | <u>98</u> | MOTION to Intervene and Petition to Return Wrongfully Confiscated Funds by LUCIA M. RUGGERONI (rdj) (Entered: 09/01/2009) |
| 08/31/2009 | <u>95</u> | MEMORANDUM OPINION. Signed by Judge Rosemary M. Collyer on 8/31/09. (lrcmc1) (Entered: 08/31/2009) |
| 08/31/2009 | <u>96</u> | ORDER denying <u>84</u> , <u>85</u> , <u>86</u> , <u>87</u> , <u>88</u> , <u>90</u> , <u>91</u> , <u>92</u> , <u>93</u> , and <u>94</u> Motions to Intervene. See the Memorandum Opinion accompanying this Order for further details. Signed by Judge Rosemary M. Collyer on 8/31/09. (lrcmc1) (Entered: 08/31/2009) |
| 08/31/2009 | <u>99</u> | MOTION to Intervene and Petition to Return Wrongfully Confiscated Funds by BARBARA J. BOWLES (rdj) (Entered: 09/02/2009) |
| 08/31/2009 | <u>100</u> | MOTION to Intervene and Petition to Return Wrongfully Confiscated Funds by ROBERT BOWLES (rdj) (Entered: 09/02/2009) |
| 08/31/2009 | <u>101</u> | MOTION to Intervene and Petition to Return Wrongfully Confiscated Funds by DAWN STARLING (rdj) (Entered: 09/02/2009) |
| 08/31/2009 | <u>102</u> | MOTION to Intervene and Petition to Return Wrongfully Confiscated Funds by EVA CATER (rdj) (Entered: 09/02/2009) |
| 08/31/2009 | <u>103</u> | MOTION to Intervene and Petition to Return Wrongfully Confiscated Funds by SARA LEHMAN (rdj) (Entered: 09/02/2009) |
| 08/31/2009 | <u>104</u> | MOTION to Intervene and Petition to Return Wrongfully Confiscated Funds by CHRISTOPHER BLAKE SCOTT (rdj) (Entered: 09/02/2009) |
| 08/31/2009 | <u>105</u> | MOTION to Intervene and Petition to Return Wrongfully Confiscated Funds by HAROLD L. SHAFFER (rdj) (Entered: 09/02/2009) |
| 08/31/2009 | <u>106</u> | MOTION to Intervene and Petition to Return Wrongfully Confiscated Funds by DANIEL N. REAMS (rdj) (Entered: 09/02/2009) |
| 08/31/2009 | <u>107</u> | MOTION to Intervene and Petition to Return Wrongfully Confiscated Funds by JAMES RICHARDS (rdj) (Entered: 09/02/2009) |
| 08/31/2009 | <u>108</u> | MOTION to Intervene and Petition to Return Wrongfully Confiscated Funds by JOHN DEMINICO (rdj) (Entered: 09/02/2009) |
| 09/01/2009 | <u>109</u> | MOTION to Intervene and Petition to Return Wrongfully Confiscated Funds by THOMAS M. SHEARER, Jr (rdj) (Entered: 09/02/2009) |
| 09/02/2009 | <u>110</u> | MOTION to Intervene and Petition to Return Wrongfully Confiscated Funds by EARL R. DEHART, Jr "Leave to file GRANTED" signed by Judge R.M. Collyer(rdj) (Entered: 09/03/2009) |
| 09/03/2009 | <u>112</u> | MOTION to Intervene and Petition to Return Wrongfully Confiscated Funds by PETER MCFRAY (rdj) (Entered: 09/04/2009) |
| 09/04/2009 | <u>111</u> | |

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| | | | NOTICE OF SUPPLEMENTAL AUTHORITY by UNITED STATES OF AMERICA (Cowden, William) (Entered: 09/04/2009) |
| 09/04/2009 | <u>113</u> | | MOTION to Intervene and Petition to Return Wrongfully Confiscated Funds by STEPHEN OBRIEN (rdj) (Entered: 09/08/2009) |
| 09/04/2009 | <u>114</u> | | MOTION to Intervene and Petition to Return Wrongfully Confiscated Funds by JULIE ANN LARSON (rdj) (Entered: 09/08/2009) |
| 09/04/2009 | <u>115</u> | | MOTION to Intervene and Petition to Return Wrongfully Confiscated Funds by CHRISTINE KEYWORTH (rdj) (Entered: 09/08/2009) |
| 09/04/2009 | <u>116</u> | | MOTION to Intervene and Petition to Return Wrongfully Confiscated Funds by JOSEPH L. DUNN, Jr (rdj) (Entered: 09/08/2009) |
| 09/04/2009 | <u>117</u> | | MOTION to Intervene and Petition to Return Wrongfully Confiscated Funds by CAESAR NUNEZ (rdj) (Entered: 09/08/2009) |
| 09/04/2009 | <u>118</u> | | MOTION to Intervene and Petition to Return Wrongfully Confiscated Funds by LAURIE ANN SOLLIDAY (rdj) (Entered: 09/08/2009) |
| 09/08/2009 | <u>119</u> | | MOTION to Intervene and Petition to Return Wrongfully Confiscated Funds by TUCKER NORTON (rdj) (Entered: 09/09/2009) |
| 09/08/2009 | <u>120</u> | | MOTION to Intervene and Petition to Return Wrongfully Confiscated Funds by TOBIAS NORTON (rdj) (Entered: 09/09/2009) |
| 09/08/2009 | <u>121</u> | | MOTION to Intervene and Petition to Return Wrongfully Confiscated Funds by STEVEN F. NORTON (rdj) (Entered: 09/09/2009) |
| 09/08/2009 | <u>122</u> | | MOTION to Intervene and Petition to Return Wrongfully Confiscated Funds by SANDRA NORTON (rdj) (Entered: 09/09/2009) |
| 09/08/2009 | <u>123</u> | | MOTION to Intervene and Petition to Return Wrongfully Confiscated Funds by RICHARD H. FRARY (rdj) (Entered: 09/09/2009) |
| 09/08/2009 | <u>124</u> | | MOTION to Intervene and Petition to Return Wrongfully Confiscated Funds by LINDA FRARY (rdj) (Entered: 09/09/2009) |
| 09/08/2009 | <u>125</u> | | MOTION to Intervene and Petition to Return Wrongfully Confiscated Funds by JUDITH ARNOLD (rdj) (Entered: 09/09/2009) |
| 09/08/2009 | <u>126</u> | | MOTION to Intervene and Petition to Return Wrongfully Confiscated Funds by RICHARD MOLL (rdj) (Entered: 09/09/2009) |
| 09/08/2009 | <u>127</u> | | MOTION to Intervene and Petition to Return Wrongfully Confiscated Funds by JAMES WESSELS (rdj) (Entered: 09/09/2009) |
| 09/08/2009 | 128 | | MOTION to Intervene and Petition to Return Wrongfully Confiscated Funds by MAUREEN WESSELS (See Docket Entry <u>127</u> to view Document)(rdj) (Entered: 09/09/2009) |
| 09/09/2009 | <u>129</u> | | ORDER denying <u>97</u> , <u>98</u> , <u>99</u> , <u>100</u> , <u>101</u> , <u>102</u> , <u>103</u> , <u>104</u> , <u>105</u> , <u>106</u> , <u>107</u> , <u>108</u> , <u>109</u> , <u>110</u> , <u>112</u> , <u>113</u> , <u>114</u> , <u>115</u> , <u>116</u> , <u>117</u> , <u>118</u> , <u>119</u> , <u>120</u> , <u>121</u> , <u>122</u> , <u>123</u> , <u>124</u> , <u>125</u> , <u>126</u> , <u>127</u> , 128 Motions to Intervene. See attached Order for further details. Signed by Judge Rosemary M. Collyer on 9/9/09. (lrcmc1) (Entered: 09/09/2009) |

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| 09/11/2009 | <u>130</u> | | MOTION to Intervene and Petition to Return Wrongfully Confiscated Funds by BARBARA J. RAMBOW (rdj) (Entered: 09/14/2009) |
| 09/14/2009 | <u>131</u> | | RESPONSE TO ORDER TO SHOW CAUSE by THOMAS A. BOWDOIN, JR, BOWDOIN HARRIS ENTERPRISES, INC. re <u>79</u> Order, Order on Motion for Extension of Time to Answer,. (Attachments: # <u>1</u> Affidavit)(Murray, Charles) (Entered: 09/14/2009) |
| 09/14/2009 | <u>134</u> | | MOTION to Intervene and Petition to Return Wrongfully Confiscated Funds by DANIEL L. DELL'ARMO (rdj) (Entered: 09/16/2009) |
| 09/14/2009 | <u>135</u> | | MOTION to Intervene and Petition to Return Wrongfully Confiscated Funds by FRANCINE KAPLAN (rdj) (Entered: 09/16/2009) |
| 09/14/2009 | <u>136</u> | | MOTION to Intervene and Petition to Return Wrongfully Confiscated Funds by GRETCHEN WILSON (rdj) (Entered: 09/16/2009) |
| 09/14/2009 | <u>137</u> | | MOTION to Intervene and Petition to Return Wrongfully Confiscated Funds by MICHAEL C. SOEST (rdj) (Entered: 09/16/2009) |
| 09/15/2009 | <u>132</u> | | ERRATA <i>Corrected Affidavit</i> by THOMAS A. BOWDOIN, JR <u>131</u> Response to Order to Show Cause filed by BOWDOIN HARRIS ENTERPRISES, INC., THOMAS A. BOWDOIN, JR.. (Murray, Charles) (Entered: 09/15/2009) |
| 09/15/2009 | <u>133</u> | | Mail Returned as undeliverable sent to Bruce Disner. Type of Document Returned: Memorandum Opinion dated 8/31/09. No forwarding address provided. (cdw) (Entered: 09/15/2009) |
| 09/18/2009 | <u>138</u> | | MEMORANDUM OPINION. Signed by Judge Rosemary M. Collyer on 9/18/09. (lcrmc1) (Entered: 09/18/2009) |
| 09/18/2009 | <u>139</u> | | ORDER denying <u>49</u> Motion to Set Aside Forfeiture and Dismiss and <u>50</u> Motion to Dismiss. See Memorandum Opinion filed concurrently herewith for further details. Signed by Judge Rosemary M. Collyer on 9/18/09. (lcrmc1) (Entered: 09/18/2009) |
| 09/18/2009 | <u>140</u> | | ORDER denying <u>48</u> Motion to Suppress. See attached order for further details. Signed by Judge Rosemary M. Collyer on 9/18/09. (lcrmc1) (Entered: 09/18/2009) |
| 09/18/2009 | <u>141</u> | | Second MOTION for <i>Evidentiary Hearing on Renewed Motion To Rescind Release of Claims</i> by THOMAS A. BOWDOIN, JR, BOWDOIN HARRIS ENTERPRISES, INC. (Attachments: # <u>1</u> Text of Proposed Order)(Murray, Charles) (Entered: 09/18/2009) |
| 09/21/2009 | | | MINUTE ORDER discharging the <u>79</u> Court's July 24, 2009, Order to Show Cause. Signed by Judge Rosemary M. Collyer on 9/21/09. (lcrmc1) (Entered: 09/21/2009) |
| 09/21/2009 | <u>142</u> | | MOTION to Intervene and Petition to Return Wrongfully Confiscated Funds by JEAN OLSEN (rdj) (Entered: 09/23/2009) |
| 09/21/2009 | <u>143</u> | | MOTION to Intervene and Petition to Return Wrongfully Confiscated Funds by DEBORAH L. MARINO (rdj) (Entered: 09/23/2009) |
| 09/21/2009 | <u>144</u> | | MOTION to Intervene and Petition to Return Wrongfully Confiscated Funds by DIANE GRUENEWALD (rdj) (Entered: 09/23/2009) |

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| 09/21/2009 | <u>145</u> | | MOTION to Intervene and Petition to Return Wrongfully Confiscated Funds by LUCIA BERNAT "Let this be filed" Signed by Judge R.M. Collyer (rdj) (Entered: 09/23/2009) |
| 09/21/2009 | <u>146</u> | | MOTION to Intervene and Petition to Return Wrongfully Confiscated Funds by THOMAS CAMPANELLI "Let this be filed" Signed by Judge R.M. Collyer (rdj) (Entered: 09/23/2009) |
| 09/24/2009 | <u>147</u> | | Memorandum in opposition to re <u>141</u> Second MOTION for Hearing <i>Evidentiary Hearing on Renewed Motion To Rescind Release of Claims (and Memorandum in Opposition to Bowdoin's Response to Order to Show Cause [131, 132]</i> filed by UNITED STATES OF AMERICA. (Cowden, William) (Entered: 09/24/2009) |
| 09/28/2009 | <u>148</u> | | SUPPLEMENTAL MEMORANDUM to <u>141</u> <i>Plaintiff's Opposition to T. Bowdoin's Renewed Motion to Rescind His Release of All Claims</i> filed by UNITED STATES OF AMERICA. (Attachments: # <u>1</u> Affidavit Bowdoin Phone Call Transcribed)(Cowden, William) Modified on 9/29/2009 to add linkage (rdj). (Entered: 09/28/2009) |
| 10/05/2009 | <u>149</u> | | MOTION to Intervene by JAN M. VAN WART. (jf,) (Entered: 10/06/2009) |
| 10/07/2009 | <u>150</u> | | NOTICE of Appearance by Barry Wiegand on behalf of UNITED STATES OF AMERICA (Wiegand, Barry) (Entered: 10/07/2009) |
| 10/08/2009 | <u>151</u> | | RESPONSE re <u>148</u> Supplemental Memorandum, filed by THOMAS A. BOWDOIN, JR. (Murray, Charles) (Entered: 10/08/2009) |
| 10/16/2009 | <u>152</u> | | MOTION for Leave to Appear Pro Hac Vice :Attorney Name– Michael R.N. McDonnell, :Firm– McDonnell Trial Law, :Address– 5150 Tamiami Trail North Suite 501 Naples, Florida 34103. Phone No. – 239–434–7711. Fax No. – 877.6137485 by THOMAS A. BOWDOIN, JR (Attachments: # <u>1</u> Text of Proposed Order)(Murray, Charles) (Entered: 10/16/2009) |
| 10/20/2009 | | | MINUTE ORDER granting <u>152</u> Motion for Leave to Appear Pro Hac Vice. Michael R.N. McDonnell is hereby permitted to practice and appear before this Court on behalf of claimant Thomas A. Bowdoin in this matter. Signed by Judge Rosemary M. Collyer on 10/20/09. (lcrmc1) (Entered: 10/20/2009) |
| 11/03/2009 | <u>153</u> | | MOTION to Intervene and Petition to Return Wrongfully Confiscated Funds by ROBERT H. GOULD (rdj) (Entered: 11/04/2009) |
| 11/09/2009 | <u>154</u> | | MOTION to Intervene and Petition to Return Wrongfully Confiscated Funds by BROCK GUENGERICH (Attachments: # <u>1</u> Exhibit)(rdj) (Entered: 11/10/2009) |
| 11/10/2009 | <u>155</u> | | MEMORANDUM OPINION. Signed by Judge Rosemary M. Collyer on 11/10/09. (lcrmc1) (Entered: 11/10/2009) |
| 11/10/2009 | <u>156</u> | | ORDER denying <u>131</u> Thomas A. Bowdoin's Motion to Rescind Release of Claims and denying as moot <u>66</u> & <u>67</u> Mr. Bowdoin's Motions to Withdraw Notices of Recission and <u>141</u> Motion for Hearing. See accompanying Memorandum Opinion for further details. Signed by Judge Rosemary M. Collyer on 11/10/09. (lcrmc1) (Entered: 11/10/2009) |
| 11/10/2009 | <u>157</u> | | ORDER denying <u>130</u> , <u>134</u> , <u>135</u> , <u>136</u> , <u>137</u> , <u>142</u> , <u>143</u> , <u>144</u> , <u>145</u> , <u>146</u> , <u>149</u> , <u>153</u> and <u>154</u> Motions to Intervene. See attached Order for further details. |

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| | | | Signed by Judge Rosemary M. Collyer on 11/10/09. (lcrmc1) (Entered: 11/10/2009) |
| 11/13/2009 | <u>158</u> | | AFFIDAVIT FOR DEFAULT by UNITED STATES OF AMERICA. (Wiegand, Barry) (Entered: 11/13/2009) |
| 11/16/2009 | <u>159</u> | | Clerk's ENTRY OF DEFAULT as to 8 GILCREASE LANE, QUINCY, FLORIDA 32351, ALL FUNDS INCLUDING APPROXIMATELY \$53 MILLION, ON DEPOSIT AT BANK OF AMERICA ACCOUNTS OF (1) THOMAS A. BOWDOIN, JR., (2) CLARENCE BUSBY, JR. & DAWN STOWERS, & (3) GOLDEN PANDA AD BUILDER (rdj) (Entered: 11/16/2009) |
| 11/16/2009 | <u>160</u> | | MOTION to Dismiss <i>DEFENDANT PROPERTY FROM CIVIL FORFEITURE ACTION IN REM</i> by UNITED STATES OF AMERICA (Attachments: # <u>1</u> Text of Proposed Order)(Wiegand, Barry) (Entered: 11/16/2009) |
| 11/17/2009 | <u>161</u> | | MOTION for Default Judgment as to <i>Forfeiture of Remaining Defendants in rem</i> by UNITED STATES OF AMERICA (Attachments: # <u>1</u> Text of Proposed Order)(Wiegand, Barry) (Entered: 11/17/2009) |
| 11/20/2009 | <u>162</u> | | ORDER granting <u>160</u> Plaintiff's Motion to Dismiss Defendant Property. The defendant captioned as "One Condo Located on North Ocean Boulevard in Myrtle Beach, South Carolina," is DISMISSED from this action. All other defendants remain parties to this action. See attached Order for further details. Signed by Judge Rosemary M. Collyer on 11/20/09. (lcrmc1) (Entered: 11/20/2009) |
| 11/20/2009 | <u>163</u> | | ORDER TO SHOW CAUSE. On or before December 20, 2009, potential claimant(s) shall SHOW CAUSE in writing why the Court should not grant Plaintiffs Motion for Entry of Default Judgment and Judgment of Forfeiture against the eleven remaining Defendant properties, including a real property located in Quincy, Florida, and the funds in ten Bank of America bank accounts. See attached Order for further details. Signed by Judge Rosemary M. Collyer on 11/20/09. (lcrmc1) (Entered: 11/20/2009) |
| 11/20/2009 | | | Set/Reset Deadlines/Hearings: Response to Show Cause Order due by 12/20/2009. (cdw) (Entered: 11/24/2009) |
| 12/17/2009 | <u>164</u> | | First MOTION to Disqualify Judge by THOMAS A. BOWDOIN, JR (Attachments: # <u>1</u> Affidavit)(Murray, Charles) (Entered: 12/17/2009) |
| 12/18/2009 | <u>165</u> | | ORDER denying <u>164</u> Thomas A. Bowdoin, Jr.'s Motion to Disqualify Judge. See attached Order for further details. Signed by Judge Rosemary M. Collyer on 12/18/09. (lcrmc1) (Entered: 12/18/2009) |
| 01/04/2010 | <u>166</u> | 35 | ORDER granting <u>161</u> Motion for Default Judgment as to Forfeiture of Remaining Defendants in rem by UNITED STATES OF AMERICA. Signed by Judge Rosemary M. Collyer on January 4, 2010. (cdw) (Entered: 01/06/2010) |
| 01/20/2010 | <u>167</u> | | Unopposed MOTION Reissue Orders 156 and 163 and vacate 166 re <u>166</u> Order on Motion for Default Judgment, <u>156</u> Order on Motion to Withdraw,, Order on Motion for Hearing,,, <u>163</u> Order to Show Cause,, Unopposed MOTION for Order <i>Reissuing Orders 156, and 163 and vacating 166</i> by THOMAS A. BOWDOIN, JR (Attachments: # <u>1</u> Text of Proposed Order)(Murray, Charles) |

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| | | (Entered: 01/20/2010) |
| 01/21/2010 | <u>168</u> | NOTICE OF PLAINTIFF UNITED STATES GOVERNMENTS POSITION ON MOTION FOR RELIEF FROM THE JUDGMENT, etc. by UNITED STATES OF AMERICA re <u>167</u> Unopposed MOTION Reissue Orders 156 and 163 and vacate 166 re <u>166</u> Order on Motion for Default Judgment, <u>156</u> Order on Motion to Withdraw,, Order on Motion for Hearing,,, <u>163</u> Order to Show Cause, Unopposed MOTION for Order <i>Reissuing Orders 156, and 163 and vacating 166</i> Unopposed MOTION Reissue Orders 156 and 163 and vacate 166 re <u>166</u> Order on Motion for Default Judgment, <u>156</u> Order on Motion to Withdraw,, Order on Motion for Hearing,,, <u>163</u> Order to Show Cause, (Wiegand, Barry) (Entered: 01/21/2010) |
| 01/27/2010 | | Claim by Notary Presentment by Tina M. Hall "Leave to File Denied" by Judge Rosemary M. Collyer. (rdj) (Entered: 01/28/2010) |
| 02/02/2010 | <u>169</u> | MOTION for Extension of Time to File Response/Reply as to <u>167</u> Unopposed MOTION Reissue Orders 156 and 163 and vacate 166 re <u>166</u> Order on Motion for Default Judgment, <u>156</u> Order on Motion to Withdraw,, Order on Motion for Hearing,,, <u>163</u> Order to Show Cause, Unopposed MOTION for Order <i>Reissuing Orders 156, and 163 and vacating 166</i> Unopposed MOTION Reissue Orders 156 and 163 and vacate 166 re <u>166</u> Order on Motion for Default Judgment, <u>156</u> Order on Motion to Withdraw,, Order on Motion for Hearing,,, <u>163</u> Order to Show Cause, by UNITED STATES OF AMERICA (Wiegand, Barry) (Entered: 02/02/2010) |
| 02/09/2010 | <u>170</u> | Memorandum in opposition to re <u>167</u> Unopposed MOTION Reissue Orders 156 and 163 and vacate 166 re <u>166</u> Order on Motion for Default Judgment, <u>156</u> Order on Motion to Withdraw,, Order on Motion for Hearing,,, <u>163</u> Order to Show Cause, Unopposed MOTION for Order <i>Reissuing Orders 156, and 163 and vacating 166</i> Unopposed MOTION Reissue Orders 156 and 163 and vacate 166 re <u>166</u> Order on Motion for Default Judgment, <u>156</u> Order on Motion to Withdraw,, Order on Motion for Hearing,,, <u>163</u> Order to Show Cause, filed by UNITED STATES OF AMERICA. (Attachments: # <u>1</u> Exhibit Copy of E-mail Transmitting Default Judgment Motion)(Wiegand, Barry) (Entered: 02/09/2010) |
| 02/12/2010 | | Claim by Notary Presentment by Tina M. Hall "Leave to File Denied" by Judge Rosemary M. Collyer. (rdj) (Entered: 02/17/2010) |
| 02/17/2010 | <u>171</u> | REPLY to opposition to motion re <u>167</u> Unopposed MOTION Reissue Orders 156 and 163 and vacate 166 re <u>166</u> Order on Motion for Default Judgment, <u>156</u> Order on Motion to Withdraw,, Order on Motion for Hearing,,, <u>163</u> Order to Show Cause, Unopposed MOTION for Order <i>Reissuing Orders 156, and 163 and vacating 166</i> Unopposed MOTION Reissue Orders 156 and 163 and vacate 166 re <u>166</u> Order on Motion for Default Judgment, <u>156</u> Order on Motion to Withdraw,, Order on Motion for Hearing,,, <u>163</u> Order to Show Cause, filed by THOMAS A. BOWDOIN, JR. (Attachments: # <u>1</u> Affidavit In Support of Bowdoin's Reply, # <u>2</u> Affidavit In Support of Bowdoin's Reply)(Murray, Charles) (Entered: 02/17/2010) |
| 02/22/2010 | | MINUTE ORDER denying <u>167</u> Bowdoin's Motion for Relief from the Judgment and granting <u>169</u> Plaintiff's Motion for Extension of Time nunc pro tunc to February 2, 2010. The Court's Order of November 10, 2009 <u>156</u> was not |

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| | | | a final, appealable order. Nor has Mr. Bowdoin shown that the Court erred in entering <u>163</u> the November 20, 2009, Order to Show Cause. The order granting default judgment and final order for forfeiture <u>166</u> is the final order in this case. Signed by Judge Rosemary M. Collyer on 2/22/10. (lcrmc1) (Entered: 02/22/2010) |
| 03/01/2010 | <u>172</u> | 33 | NOTICE OF APPEAL as to <u>166</u> Order on Motion for Default Judgment by THOMAS A. BOWDOIN, JR, BOWDOIN HARRIS ENTERPRISES, INC.. Filing fee \$ 455, receipt number 0090-2109715. Fee Status: Fee Paid. Parties have been notified. (Murray, Charles) (Entered: 03/01/2010) |
| 03/01/2010 | <u>173</u> | | NOTICE of Change of Address by Charles A. Murray (Murray, Charles) (Entered: 03/01/2010) |

UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF COLUMBIA

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

NOTICE OF APPEAL

Notice is hereby given that Thomas A. Bowdoin, Jr., Adsurf Daily, Inc. and Bowdoin/Harris Enterprises, Inc., co-claimants in the above named *in rem* forfeiture action, hereby appeal to the United States Court of Appeals for the District of Columbia each and every part of the Judgment of the United States District Court for the District of Columbia that Her Honorable Judge Rosemary M. Collyer entered in this action on the fourth day of January, 2010, which granted the Government’s Motion for Default Judgment, and ordered all of the remaining defendants *in rem* forfeited to the United States, premised upon allegations against Thomas A. Bowdoin, Jr. of sale of unregistered securities, fraud, and money-laundering.

Dated: March 1, 2010.

S/ Michael R.N. McDonnell
Michael R.N. McDonnell, Esq.
5150 Tamiami Trail North
New Gate Tower, Suite 501
Naples, Florida 34103
Tel: 239-434-7711
Facsimile: 877-613-7485
Counsel to Thomas A. Bowdoin, Jr.,
Adsurf Daily, Inc. and
Bowdoin/Harris Enterprises, Inc.

S/ Charles A. Murray
Charles A. Murray, Esq.
Law Offices of Charles A. Murray, P.A.
Naples, Florida 34109
Tel: 239- 649-7773
Facsimile: 239- 262-3517
Counsel to Thomas A. Bowdoin, Jr
Adsurf Daily, Inc. and
Bowdoin/Harris Enterprises, Inc

UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF COLUMBIA

| | | |
|--------------------------------|---|--------------------------------|
| UNITED STATES OF AMERICA, |) | |
| |) | |
| Plaintiff, |) | Civil Action No. 08-1345 (RMC) |
| |) | |
| v. |) | |
| |) | |
| 8 GILCREASE LANE, QUINCY |) | |
| FLORIDA 32351, <i>ET AL.</i> , |) | |
| |) | |
| Defendants. |) | |
| _____ |) | |

CERTIFICATE OF SERVICE

I do hereby certify that a true and correct copy of the above and foregoing Notice of Appeal has been delivered this 1st day of March 2010, by ECF to insure delivery thereof to Vasu Muthyala DC Bar #496935 Assistant United States Attorney, U.S. Attorney’s Office, Criminal Division, 555 Fourth Street, N.W., Washington, D.C. 20530 and Barry Wiegand, U.S. Attorney’s Office, 555 Fourth Street, N.W Room 4818, Washington, D.C. 20530.

S/ Michael R.N. McDonnell
Michael R.N. McDonnell, Esq.
Attorney for Thomas A. Bowdoin, Jr.

S/ Charles A. Murray
Charles A. Murray, Esq.
Attorney for Thomas A. Bowdoin, Jr.

**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. |) | |
| <hr/> |) | ECF |

DEFAULT JUDGMENT AND FINAL ORDER OF FORFEITURE

This matter came before the Court on the plaintiff’s U.S. government’s Motion For Entry Of A Default Judgment And For Final Order Of Forfeiture. The Court has received no pleading in opposition to plaintiff’s motion; therefore, before granting the requested relief, the Court has fully examined this case’s record.

On August 5, 2008, the plaintiff United States government commenced this civil action *in rem* against 17 defendant properties seeking their forfeiture on the grounds that they constituted the proceeds of fraud and money-laundering. The complaint alleged the existence of unlawful internet operations in the nature of “Ponzi-style” or “pyramid” frauds, which swindled many millions of dollars out of victims who sent money to the schemes’ operators.

When the government filed its complaint, it sought forfeiture of 17 defendants *in rem*. These were two pieces of real property and the funds seized from fifteen bank accounts maintained at Bank of America. Ten accounts related to Mr. Thomas A. Bowdoin and AdSurfDaily (“Bowdoin-ASD accounts”), and five related to Mr. Clarence Busby, Ms. Dawn Stowers, or Golden Panda Ad Builder (“Golden Panda accounts”). At this time, only eleven defendants remain before the Court. These

are the real property at 8 Gilcrease Lane in Quincy, Florida, and the funds seized from the ten Bowdoin-ASD Bank of America accounts, which total \$65,838,999.70. The defendants *in rem* comprising funds seized from the ten Bowdoin-ASD accounts are:

- (a) All funds in account #xxxxxxx3650 at Bank of America, in the name of Thomas A. Bowdoin, Jr., Sole Proprietor, DBA AdSurfDaily, which totalled \$13,286.89, when seized on August 1, 2008, pursuant to a warrant issued by the United States District Court for the District of Columbia in case number 1:08-mj-464-AK;
- (b) All funds in account #xxxxxxx3016 at Bank of America, in the name of Thomas A. Bowdoin, Jr., Sole Proprietor, DBA AdSurfDaily, which totalled \$31,674,039.13, when seized August 1, 2008, pursuant to a warrant issued by the United States District Court for the District of Columbia in case number 1:08-mj-465-AK;
- (c) All funds in account #xxxxxxx3553 at Bank of America, in the name of Thomas A. Bowdoin, Jr., Sole Proprietor, DBA AdSurfDaily, which totalled \$937,470.18, when seized August 1, 2008, pursuant to a warrant issued by the United States District Court for the District of Columbia in case number 1:08-mj-466-AK;
- (d) All funds in account #xxxxxxx3605 at Bank of America, in the name of Thomas A. Bowdoin, Jr., Sole Proprietor, DBA AdSurfDaily, which totalled \$1,088,246.48, when seized August 1, 2008, pursuant to a warrant issued by the United States District Court for the District of Columbia in case number 1:08-mj-467-AK;
- (e) All funds in account #xxxxxxx3634 at Bank of America, in the name of Thomas A. Bowdoin, Jr., Sole Proprietor, DBA AdSurfDaily, which totalled \$403,791.04, when seized August 1, 2008, pursuant to a warrant issued by the United States District Court for the District of Columbia in case number 1:08-mj-468-AK;
- (f) All funds in account #xxxxxxx5949 at Bank of America, in the name of Thomas A. Bowdoin, Jr., Sole Proprietor, DBA AdSurfDaily, which totalled \$4,999,893.00, when seized August 1, 2008, pursuant to a warrant issued by the United States District Court for the District of Columbia in case number 1:08-mj-469-AK;
- (g) All funds in account #xxxxxxx6896 at Bank of America, in the name of Thomas A. Bowdoin, Jr., Sole Proprietor, DBA AdSurfDaily, which totalled \$23,721,256.25, when seized August 1, 2008, pursuant to a warrant issued by the United States District Court for the District of Columbia in case number 1:08-mj-470-AK;
- (h) All funds in account #xxxxxxxx6961 at Bank of America, in the name of Thomas A. Bowdoin, Jr., Sole Proprietor, DBA AdSurfDaily, which totalled \$1,000,338.91,

when seized August 1, 2008, pursuant to a warrant issued by the United States District Court for the District of Columbia in case number 1:08-mj-471-AK;

- (i) All funds in account #xxxxxxxx7038 at Bank of America, in the name of Thomas A. Bowdoin, Jr., Sole Proprietor, DBA AdSurfDaily, which totalled \$1,000,338.91, when seized August 1, 2008, pursuant to a warrant issued by the United States District Court for the District of Columbia in case number 1:08-mj-472-AK;
- (j) All funds in account #xxxxxxxx7070 at Bank of America, in the name of Thomas A. Bowdoin, Jr., Sole Proprietor, DBA AdSurfDaily, which totalled \$1,000,338.91, when seized August 1, 2008, pursuant to a warrant issued by the United States District Court for the District of Columbia in case number 1:08-mj-473-AK.¹

On November 13, 2009, the government filed an affidavit of default, and the Clerk of the

¹ Rather than reprinting it here, the lengthy legal description of the Gilcrease Lane property in the government's motion for default judgment is incorporated into this order by reference. The Court also notes that on July 24, 2009, the Court granted the United States government's motion for a partial default judgment against the funds from the five Golden Panda accounts and entered an order forfeiting the money to the United States. The total amount seized from these five "Golden Panda" accounts was \$14,048,598.17. The specific accounts and seizures were:

(a) Funds in account #xxxxxxx30192, which totalled \$2,282,999.72, when seized August 1, 2008, pursuant to a warrant issued by the United States District Court for the District of Columbia in case number 1:08-mj-474-AK;

(b) Funds in account #xxxxxxx30200, which totalled \$1,112,978.42, when seized August 1, 2008, pursuant to a warrant issued by the United States District Court for the District of Columbia in case number 1:08-mj-475-AK;

(c) Funds in account #xxxxxxx65704, which totalled \$1,642,039.08, when seized August 1, 2008, pursuant to a warrant issued by the United States District Court for the District of Columbia in case number 1:08-mj-476-AK;

(d) Funds in account #xxxxxxxx01039 at Bank of America, which totalled \$6,005,166.87; and,

(e) Funds in account #xxxxxxxx04188 at Bank of America, which totalled \$3,007,580.85.

Thus, this civil action already has been resolved as to these five defendants *in rem*. On November 16, 2009, the government moved to dismiss from this forfeiture action another defendant property, identified as One Condo Located On North Ocean Boulevard In Myrtle Beach, South Carolina, and the Court hereby grants that motion. Dismissing the defendant Myrtle Beach condo from this action leaves before the Court as defendants *in rem* only the Gilcrease Lane real property and the funds seized from the ten Bowden-ASD accounts. This order decreeing forfeiture of the eleven remaining defendants *in rem* resolves all remaining issues and this forfeiture action in its entirety.

Court entered a default on November 16, 2009. The government filed its Motion For Entry Of A Default Judgment And For Final Order Of Forfeiture on November 17, 2009. Based upon the statements in the default affidavit, the reasons set forth in the government's motion, and facts in the entire record herein, the Court finds that:

- (1) Process was fully issued in this action with respect to the remaining defendants *in rem*, that is, the real property at 8 Gilcrease Lane, Quincy, Florida, and the funds seized from the ten ASD-Bowdoin accounts, and was returned according to law;
- (2) Pursuant to a warrant of arrest *in Rem* issued by this Court, the remaining defendants *in rem* were served at various dates through April 20, 2009; further, all notice by publication and to known potential claimants was properly given, as required by law;
- (3) On November 16, 2009, the Clerk of this Court entered a default for failure to file a claim with respect to the remaining defendants *in rem* within the time permitted by 18 U.S.C. § 983(a)(4)(A); and
- (4) No defense to the forfeiture of these remaining defendants *in rem* remains interposed, and that a basis for their forfeiture exists as set forth in the complaint and has been established before the Court since the filing of the complaint.

Now, therefore, on the motion of plaintiff, the United States of America, for Entry Of A Default Judgment And For Final Order Of Forfeiture, based upon these findings, the applicable law, and the entire record herein, it is by the Court

ORDERED, adjudged, and decreed that the default of all persons interested in the eleven remaining defendants *in rem*, described above be entered; and it is further

ORDERED, that judgment in favor of plaintiff is hereby decreed and shall be entered by the Clerk of the Court; and it is further

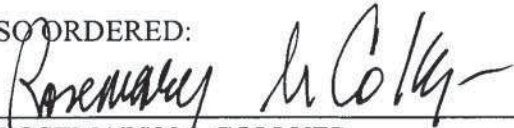
ORDERED, ADJUDGED, AND DECREED that the remaining defendants *in rem*, that is, the real property at 8 Gilcrease Lane, Quincy, Florida, and the funds seized from the ten ASD-Bowdoin accounts, which total \$65,838,999.70, be and **HEREBY ARE DECLARED**

FORFEITED TO THE UNITED STATES OF AMERICA, and title to the defendant properties is vested in the United States, to be disposed of in accordance with law; and that no right, title, or interest in the defendant properties shall exist in any other party.

The Clerk of the Court is hereby directed to send four certified copies of this Default Judgment And Judgment of Forfeiture to plaintiff's counsel of record.

Dated this 4 day of ~~November~~ *January* 2010.

SO ORDERED:



ROSEMARY M. COLLYER
UNITED STATES DISTRICT JUDGE