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7 **UNITED STATES DISTRICT COURT**
DISTRICT OF NEVADA

8 UNITED STATES OF AMERICA,)
 9)
 Plaintiff,)
 10)
 v.)
 11)
 2009 MERCEDES-BENZ, MODEL SL550)
 12 VIN: WDBSK71F39F142690,)
)
 13 2006 FERRARI F430)
 VIN: ZFFEW58A360149771,)
 14)
 2008 SUPRA 24 SUNSPORT)
 15 SERIAL NO. ISRSF031A808,)
)
 16 2008 BOAT MATE TRAILER)
 VIN: 5A7BB242X8T002509,)
 17)
 2009 HONDA PILOT EX-L)
 18 VIN: 5FNYP485X9B050010,)
)
 19 Defendants.)

2:11-CV-01133-ECR (CWH)

20 **DEFAULT JUDGMENT OF FORFEITURE**

21 The United States filed a verified Complaint for Forfeiture in Rem on July 8, 2011. Docket

22 #1. The Complaint alleges the defendant properties:

- 23 a. are involved in transactions or attempted transactions in violation of 18
 24 U.S.C. § 1956, or are properties traceable to such properties, and are subject
 25 to seizure pursuant to 18 U.S.C. § 981(b), and are subject to forfeiture pursuant
 26 to 18 U.S.C. § 981(a)(1)(A);

1 b. are involved in transactions or attempted transactions in violation of 18 U.S.C.
2 § 1957, or are properties traceable to such properties, and are subject to seizure
3 pursuant to 18 U.S.C. § 981(b), and are subject to forfeiture pursuant to 18
4 U.S.C. § 981(a)(1)(A); and

5 c. constitute or are derived from proceeds traceable to violations of 18 U.S.C. §
6 1343, a specified unlawful activity as defined in 18 U.S.C. §§ 1956(c)(7)(A)
7 and 1961(1)(B), or a conspiracy to commit such offenses, and are subject to
8 seizure pursuant to 18 U.S.C. § 981(b), and are subject to forfeiture pursuant
9 to 18 U.S.C. § 981(a)(1)(C).

10 It appearing that process was fully issued in this action and returned according to law;
11 On July 18, 2011, the Court entered an Order for Summons and Warrant of Arrest *in Rem* for the
12 Properties and Notice and issued the Summons and Warrant of Arrest *in Rem*. #8, #9, #10, #11, #12,
13 #13, #14, #15, #16.

14 The United States Marshals Service served the Complaint, the Order, the Summons and
15 Warrant of Arrest *in Rem* for the Properties, and the Notice by executing them on the defendant
16 properties.

17 2008 SUPRA 24 SUNSPORT SERIAL NO. ISRSF031A808	Apple Towing 5720 E. Mineral Road Guadalupe, AZ 85283	Served 8/5/11 11:58 a.m.
18 2008 BOAT MATE TRAILER 19 VIN: 5A7BB242X8T002509	Apple Towing 5720 E. Mineral Road Guadalupe, AZ 85283	Served 8/5/11 11:59 a.m.
20 2006 FERRARI F430 VIN: ZFFEW58A360149771	Apple Towing 5720 E. Mineral Road Guadalupe, AZ 85283	Served 8/5/11 11:57 a.m.
21 2009 MERCEDES-BENZ, MODEL SL550 22 VIN: WDBSK71F39F142690	Apple Towing 5720 E. Mineral Road Guadalupe, AZ 85283	Served 8/5/11 11:56 a.m.
23 2009 HONDA PILOT EX-L 24 VIN: 5FN9YF485X9B050010	Action Towing Dive Team 2822 E. California Fresno, CA 93721	Served 8/15/11

25 #27, #29.

26 The United States Marshals Service served the Complaint, the Order, the Summons and

1 Warrant of Arrest *in Rem* for the Properties, and the Notice by executing them on the following
 2 potential claimants:

3 Who Served:	Where / How Served:	Method:	Docket #
4 Jean Marie Angelos	PO Box 99 Applegate, CA 95703	Reg mailed: 8/3/11 Cert Signed: 8/5/11	#25
5 Peter Steve Angelos	PO Box 99 Applegate, CA 95703	Reg mailed: 8/3/11 Cert Signed: 8/5/11	#26
6 David Robert Damante	through his attorney: Thomas M. Baker, PLC Baker & Baker Bldg No. 10 5050 North Eighth Place Phoenix, AZ 85014	Reg mailed: 8/3/11 Cert Signed: 8/5/11	#23
9 Lea Denee Damante	through her attorney: Thomas M. Baker, PLC Baker & Baker Bldg No. 10 5050 North Eighth Place Phoenix, AZ 85014	Reg mailed: 8/3/11 Cert Signed: 8/5/11	#24
11 Kuniyuki Hirota	through his attorney: Andrew Dasiuke Stewart KOSHIBA AGENA & KUBOTA 1003 Bishop Street, Ste. 2600 Honolulu, HI 96813	Reg mailed: 8/3/11 Cert Signed: 8/8/11	#28
13 Toshiharu Kokubun	through his attorney: Andrew Dasiuke Stewart KOSHIBA AGENA & KUBOTA 1003 Bishop Street, Ste. 2600 Honolulu, HI 96813	Reg mailed: 8/3/11 Cert Signed: 8/8/11	#28
15 Debbie Johnson	Personally by USMS at 929 Calville Estates Court Henderson, NV 89105	Served upon Debbie Johnson on 9/19/11 at 2:30 pm.	#31
17 Doug Johnson	Personally by USMS at 929 Calville Estates Court Henderson, NV 89105	Served upon Debbie Johnson on 9/19/11 at 2:30 pm.	#31
19 Sean Sinykin	through his attorney: Randall G. Knox 870 Market Street #415 San Francisco, CA 94102-3010	Reg mailed: 8/3/11 Cert Signed 8/8/11	#28
21 Khanh Nguyen	through her attorney: Randall G. Knox 870 Market Street #415 San Francisco, CA 94102-3010	Reg mailed: 8/3/11 Cert Signed: 8/8/11	#28

22 Public notice of the forfeiture action and arrest was given to all persons and entities by
 23 publication on the official government website www.forfeiture.gov from August 11, 2011, through
 24 September 9, 2011. #30, p. 2-4.
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On September 14, 2011, the Notice of Filing Proof of Publication Process was filed. #30.

No other person or entity has filed a claim, answer, or responsive pleading within the time permitted by 18 U.S.C. § 983(a)(4) and Fed. R. Civ. P. Supp. Rule G(4) and (5).

David Robert Damante is not in the military service within the purview of the Servicemembers Civil Relief Act. Exhibit 1 to #32-1.

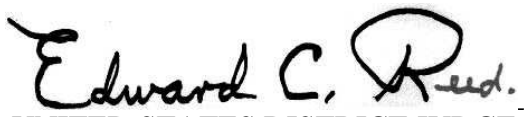
The allegations of the Complaint are sustained by the evidence and are adopted as findings of fact. The Court concludes as a matter of law that the United States is entitled to the relief requested in the Complaint.

NOW, THEREFORE, IT IS HEREBY ORDERED, ADJUDGED, AND DECREED that Default Judgment of Forfeiture be entered against the defendant properties and all persons or entities who claim an interest in the defendant properties in the above-entitled action.

IT IS FURTHER ORDERED, ADJUDGED, AND DECREED that said properties be, and the same is hereby forfeited to the United States of America, and no right, title, or interest in the properties shall exist in any other party.

IT IS HEREBY CERTIFIED, pursuant to 28 U.S.C. § 2465(a)(2), that there was reasonable cause for the seizure or arrest of the defendant properties.

DATED: November 8, 2011


UNITED STATES DISTRICT JUDGE