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ELECTRONICALLY FILED

UNITED STATES DISTRICT COURT

DISTRICT OF NEW JERSEY

UNITED STATES OF AMERICA,		:	Hon. Stanley R. Chesler, U.S.D.J.
	Plaintiff,	:	Civil Action No. 12-5950 (SRC)
	-v- IN UNITED STATES	:	DEFAULT JUDGMENT AND FINAL ORDER OF FORFEITURE
	Defendant <i>in rem</i> .	:	

WHEREAS, on September 21, 2012, a Verified Complaint for Forfeiture In Rem was filed in the United States District Court for the District of New Jersey against \$30,936.00 in United States currency (hereinafter "defendant property") to enforce the provisions of 21 U.S.C. § 881(a)(6), which subjects to forfeiture to the United States all monies, negotiable instruments, securities, or other things of value furnished or intended to be furnished by any person in exchange for a controlled substance, or represents proceeds traceable to such an exchange, or was used or intended to be used to facilitate a violation Title II of the Controlled Substances Act, 21 U.S.C. § 801 et seq.; and **WHEREAS**, pursuant to the Warrant for Arrest *In Rem* issued by the Clerk of the Court on September 24, 2012, the United States Marshals Service seized the defendant property, namely \$30,936.00 in United States currency; and

WHEREAS, on or about January 8, 2013, copies of the Verified Complaint for Forfeiture *In Rem*, Warrant for Arrest *In Rem*, and a Notice of Forfeiture were sent certified mail, return receipt requested, to Paul M. Glickman, Esq., Glickman Turley LLP, 250 Summer Street, Boston, Massachusetts 02210, counsel for Manuel Jose Pinto (*See* Declaration of Peter W. Gaeta with Exhibits, Exhibit A, hereinafter "Gaeta Decl." filed herein.); and

WHEREAS, on or about January 10, 2013, copies of the Verified Complaint for Forfeiture *In Rem*, Warrant for Arrest *In Rem*, and a Notice of Forfeiture were received at the office of Paul M. Glickman, Esq., Glickman Turley LLP, 250 Summer Street, Boston, Massachusetts 02210, counsel for Manuel Jose Pinto (*See* Gaeta Decl. Exhibit A.); and

WHEREAS, a notice of civil forfeiture was posted on an official government internet site, namely <u>http://www.forfeiture.gov,</u> beginning on January 10, 2013, and running for thirty consecutive days through February 8, 2013, as required by Rule G(4)(a)(iv)(C) of the Supplemental Rules for Admiralty or Maritime Claims and Asset Forfeiture Actions, Federal Rules of Civil Procedure (*See* Gaeta Decl. Exhibit B.); and **WHEREAS**, no conforming Claim has been filed within the time required by Rules G(4)(b)(ii) and G(5)(a) of the Supplemental Rules for Admiralty or Maritime Claims, Federal Rules of Civil Procedure, and 18 U.S.C. § 983(a)(4)(A) for the defendant property; and

NOW THEREFORE, IT IS HEREBY, ORDERED, ADJUDGED AND DECREED

1. That a Default Judgment and a Final Order of Forfeiture is granted against the defendant property, namely \$30,936.00 in United States currency and no right, title or interest in the defendant property shall exist in any other party; and

2. That all forfeited funds, including but not limited to currency, currency equivalents and certificates of deposits, shall be deposited forthwith by the Department of Justice, United States Marshals Service into the Department of Justice Asset Forfeiture Fund, in accordance with the law.

The Clerk is hereby directed to send copies to all counsel of record.

ORDERED this day of ,2013

HONORABLE STANLEY R. CHESLER, U.S.D.J. UNITED STATES DISTRICT COURT