

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF NEW YORK

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UNITED STATES OF AMERICA,

Plaintiff,

- against -

MEMORANDUM & ORDER

14 CV 2693 (RJD) (RR)

THE REAL PROPERTY AND PREMISES
LOCATED AT 2840 SOUTH OCEAN
BOULEVARD, APARTMENT NO. 209
AND PARKING SPACE NO. 166,
PALM BEACH, FLORIDA 33480,

Defendant in rem.

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UNITED STATES OF AMERICA,

Plaintiff,

- against -

15 CV 4371 (RJD) (VP)

APPROXIMATELY 50,000 SHARES OF
SERIES B PREFERRED STOCK OF
PROBALANCE, INC. REFLECTED BY
STOCK CERTIFICATE NO. 5 ISSUED BY
PROBALANCE INC. ON OR ABOUT
JANUARY 15, 2014, AND ALL PROCEEDS
TRACEABLE THERETO,

Defendant in rem.

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DEARIE, District Judge

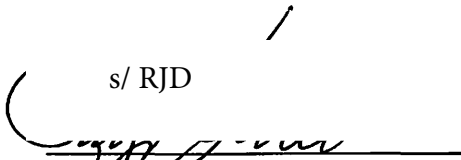
In a July 1, 2016 email to the Court’s Case Manager, claimant Doris Yembe advised that “I am negotiating the legal fees with the attorney that will be retained for my representation, until such, I will not be reachable.” While the prospect of counsel appearing in these related forfeiture actions was welcomed by the Court, there has been no further communication from Ms. Yembe

and no attorney has filed an appearance on her behalf or contacted the Court regarding possible representation. More concerning is Ms. Yembe's apparent belief that she may control the pace of this litigation or frustrate its timely resolution. The Court has demonstrated extraordinary patience with Ms. Yembe, but if she wishes to press her claims against the subject properties, I once again remind her that she must be available to participate with or without counsel in accordance with the Court's schedule.

SO ORDERED.

Dated: Brooklyn, New York
August 23, 2016

s/ RJD



RAYMOND J. DEARIE
United States District Judge