

**IN THE UNITED STATES DISTRICT COURT  
FOR THE SOUTHERN DISTRICT OF OHIO  
WESTERN DIVISION**

UNITED STATES OF AMERICA,	:	Case No. 3:08CV211
Plaintiff	:	Judge Walter Herbert Rice
v.	:	
Account at Fifth Third Bank, No.****5536,	:	
in the amount of \$54,290.56,	:	
Defendant.	:	

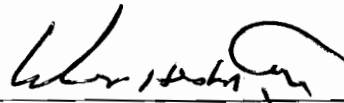
**AGREED ORDER AND DECREE OF FORFEITURE**

It is hereby stipulated and AGREED by and between Plaintiff, United States of America and Claimant, 8 BALL & WINGS, INC, that:

- (1) of the Defendant Account at Fifth Third Bank, No. \*\*\*\*5536 in the amount of \$54,290.56, the amount of \$30,290.56 shall be forfeited to the United States pursuant to 31 U.S.C. §5317(c)(2); and the amount of \$24,000.00 shall be returned to Claimant, 8 BALL & WINGS, INC., through his attorney, David Williamson;
- (2) Claimant, 8 BALL & WINGS, INC., understands that notwithstanding the United States' agreement to return \$24,000.00, the Federal Debt Collection Act of 1996, 31 U.S.C. §3716, and the Treasury Offset Program (TOP) require federal disbursing officials to offset federal payments to collect certain delinquent debts owed to the United States, and certain delinquent debts owed to states, including past-due child support enforced by states; thus the \$24,000.00 shall be returned to the claimant, less any debt owed to the United States, any agency of the United States, or any other debt which the United States is required to collect.
- (3) Claimant, 8 BALL & WINGS, INC., shall release any and all claims which he may have against the Plaintiff, its agencies, and/or employees as well as local law enforcement agencies and their employees, arising out of the facts giving rise to this forfeiture action;
- (4) the parties shall bear their own costs, including any possible attorneys' fees, court costs, or other expenses of litigation; and
- (5) the Court will retain jurisdiction to enforce the terms of this Agreement; and

THEREFORE, IT IS HEREBY ORDERED, ADJUDGED AND DECREED that:

- (1) the Defendant Account at Fifth Third Bank, No. \*\*\*\*5536 in the amount of \$54,290.56 in the amount of \$30,290.56 is hereby forfeited to the United States pursuant to 31 U.S.C. §5317(c)(2);
- (2) the amount of \$24,000.00 shall be returned to Claimant, 8 BALL & WINGS, INC., through a check payable to Attorney David Williamson, less any debt owed to the United States, any agency of the United States, or any other debt which the United States is required to collect.
- (3) any and all claims which Claimant, 8 BALL & WINGS, INC., may have against the Plaintiff, its agencies, and/or employees as well as local law enforcement agencies and their employees, arising out of the facts giving rise to this forfeiture action are hereby RELEASED;
- (4) the parties shall bear their own costs, including any possible attorneys' fees, court costs, or other expenses of litigation;
- (5) the Court will retain jurisdiction to enforce the terms of this Agreement; and
- (6) this case is hereby TERMINATED on the docket.



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WALTER HERBERT RICE  
UNITED STATES DISTRICT COURT JUDGE

CARTER M. STEWART  
United States Attorney

s/Pamela M. Stanek  
PAMELA M. STANEK (0030155)  
Assistant United States Attorney

s/David P. Williamson per facsimile authorization  
DAVID P. WILLIAMSON (0032614)  
BEISER, GREER & LANDIS  
Attorney for Claimant 8 BALL & WINGS, INC.