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5 UNITED STATES DISTRICT COURT
6 EASTERN DISTRICT OF WASHINGTON

7 UNITED STATES OF AMERICA,

8 Plaintiff,

9 v.

10 \$20,000.00 U.S. CURRENCY,

11 Defendant.

NO: 2:15-CV-00064-RMP

FINAL ORDER OF FORFEITURE

12 Before the Court is the United States' Motion for Entry of the Final Order of
13 Forfeiture, **ECF No. 16**. The Court has reviewed the motion, all relevant filings,
14 and is fully informed.

15 Plaintiff, the United States of America, alleged in a Verified Complaint for
16 Forfeiture In Rem that the Defendant property captioned above is subject to
17 forfeiture to the United States pursuant to 21 U.S.C. § 881. ECF No. 1. The Court
18 has jurisdiction over this matter by virtue of 28 U.S.C. §§ 1345 and 1355. Venue
19 is proper pursuant to 28 U.S.C. § 1395. The Defendant property being sought for
20 forfeiture is described as follows:

1 Approximately \$20,000.00 in U.S. currency seized by DEA from
2 David M. Britt, on or about November 1, 2014, at the Spokane International
3 Airport.

4 On March 20, 2015, the United States Marshals Service executed the
5 Amended Warrant of Arrest In Rem. The returned warrant was filed with the
6 Court under the above cause number on March 20, 2015. ECF No. 5.

7 In accordance with FED. R. CIV. P. G(4)(a)(iv)(C), SUPPLEMENTAL RULES
8 FOR ADMIRALTY OR MARITIME CLAIMS AND ASSET FORFEITURE ACTIONS, notice of
9 civil forfeiture was posted on an official government website, www.forfeiture.gov,
10 beginning March 13, 2015, and running through April 11, 2015. ECF Nos. 9, 9-1
11 and 9-2. Based upon the internet publication start date of March 13, 2015, the last
12 date to file a timely claim **if direct notice was not received** was May 12, 2015.

13 On March 23, 2015, DAVID BRITT was served, via certified mail, return
14 receipt requested, with a copy of the Verified Complaint for Forfeiture In Rem,
15 ECF No. 1, the executed Warrant of Arrest In Rem, ECF No. 5, and Notice of
16 Complaint for Forfeiture, at his last known address and in care of his attorney, ECF
17 Nos. 6 and 6-1. On April 16, 2015, DAVID BRITT filed a claim, ECF No. 7, and
18 filed an Answer on April 28, 2015, ECF No. 8. Claimant DAVID BRITT and the
19 United States entered into a Settlement Agreement and Stipulation for Order of
20 Forfeiture, ECF No. 14, filed herein on May 11, 2016. The United States agreed to
settle BRITT's claim by returning \$3,500.00 to BRITT and BRITT agreed to

1 forfeit the remaining \$16,500.00 to the United States. No other timely claims to
2 the Defendant Property have been received or filed with the Court. All potential
3 interests and claims to the Defendant Property have been resolved as described
4 herein.

5 It appears to the Court that any and all potential claimant interests in the
6 Defendant property have been resolved. Accordingly, **IT IS HEREBY**

7 **ORDERED THAT:**

8 1. United States' Motion for Entry of the Final Order of Forfeiture, **ECF**
9 **No. 16**, is **GRANTED**.

10 2. The Defendant property described as follows is hereby forfeited to the
11 United States of America, and no right, title, or interest shall exist in any other
12 person.

13 \$16,500.00 of the approximately \$20,000.00 in U.S. currency seized by the
14 DEA from David M. Britt, on or about November 1, 2014, at the
Spokane International Airport.

15 3. The United States Marshals Service shall dispose of the forfeited
16 Defendant \$16,500.00 U.S. currency in accordance with law.

17 4. The hearing in this matter currently scheduled for June 24, 2016, is

18 **STRICKEN.**

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5. The United States District Court shall retain jurisdiction in the case for the purpose of enforcing or amending this order.

The District Court Clerk is directed to enter this Order and to provide copies to counsel.

DATED this 23rd day of June 2016.

s/ Rosanna Malouf Peterson
ROSANNA MALOUF PETERSON
United States District Judge